	November 9, 2021	
	AGEND	A
YANKTO:	N COUNTY PLANNING C	OMMISSION
☐ Cherie Hoffman ☐ Cathy Weiss ☐ Don Kettering	<ul><li>Dennis Michael</li><li>Chris Barkl</li><li>Matt Evans</li></ul>	☐ Kristi Schultz

#### 7:00 P.M.

Call Meeting to Order
Roll Call
Approve Minutes from previous meetings
Items to be added to Agenda
Approval of Agenda
Conflict of Interest Declarations

### 7:05 P.M.

## Daniel Sobotka - Conditional Use Permit

Applicant is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Seventeen (17), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

## 7:10 P.M.

### James Den Herder - Conditional Use Permit

Applicant is requesting a Conditional Use Permit for a self-storage facility in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Four (4), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

## 7:15 P.M.

## Plats

Plat of Lots 2, 3, 4, 5, 7, 8, 9, and 10, Lake Forest Estates, in the W1/2 and in the S1/2 of the SE1/4, All in Section 16, T93N, R57W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

#### 7:20 P.M.

**Public Comment** 

### 7:25 P.M.

Adjourn

MEETING (ENTITY): PLANNING COMMISSION **REGULAR OR SPECIAL MEETING:** Regular DATE: TIME: 10/12/2021 7PM LOCATION: COMMISSION CHAMBERS STAFF ATTENDANCE: Conkling ☑ BARKL ☑ EVANS ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN ROLL CALL: **APPROVAL OF MINUTES:** MOTION BY: Michael SECOND BY: Schultz PLANNING: ☑ BARKL ☑ EVANS ☑KETTERING ☑MICHAEL ☑SCHULTZ ☑WEISS ☑HOFFMAN APPROVAL OF AGENDA: MOTION BY: Kettering SECOND BY: Schultz PLANNING: AGENDA ITEM: **Keith Eickoff – Planned Unit Development** ADDRESS/LEGAL: Applicant is requesting to Rezone the following properties from Moderate Density Residential (R2) to Planned Unit Development (PUD) per Article 7 and Article 13. Said properties are described as: Lots One,(1), Two (2), Three (3), Four (4), Five (5), and Six (6), Drake Subdivision as platted in Book S19, page 227, Section Seventeen (17), Township Ninety-three (93) North, Range Fifty-six (56) West, Yankton County, South Dakota, less highways and roads. **COMMENTS:** Keith Eickoff – Applicant Carol Deurmier – Concerns about noise, traffic, and wildlife MOTION: Approve as presented Passed 7-0 APPROVAL: MOTION BY: Michael SECOND BY: Kettering PLANNING: ☒ BARKL ☒ EVANS ☒ KETTERING ☒ MICHAEL ☒ SCHULTZ ☒ WEISS ☒ HOFFMAN AGENDA ITEM: **Neal Lange – Conditional Use Permit Modification** ADDRESS/LEGAL: Applicant is requesting to modify his Conditional Use Permit. Applicant wishes to add campsites to his existing campground per Article 11 Section 1107. Said property is legally described as East half of the West Half of the North half of the Northwest Quarter (E1/2 W1/2 N1/2 NW1/4), except the North Six Hundred Ninety Feet (N690') thereof, and further excepting highway right-of-way, Section Fifteen (15), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5<sup>th</sup> P.M., Yankton County, South Dakota **COMMENTS:** Neal Lange – Applicant James Fear – Concerns about trees along side hills being removed Matt Rumsey – Response to James Fleer that only a few trees have been removed MOTION: Approve the Conditional Use Permit modification as presented Passed 7-0

APPROVAL:	MOTION BY: Schultz SECOND BY: Michael
PLANNING:	☑ BARKL ☑ EVANS ☑KETTERING ☑MICHAEL ☑SCHULTZ ☑WEISS ☑HOFFMAN
AGENDA ITEM:	Neal Lange – Conditional Use Permit Modification
ADDRESS/LEGAL:	Applicant is requesting to modify his Conditional Use Permit. Applicant wishes to add an accessory
	structure to existing campground per Article 11 Section 1107. Said property is legally described as
	Tract One (1), Lange Addition, in the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Fifteen (15), Township Ninety-three (93) North, Range Fifty-six (56), West of the 5 <sup>th</sup> P.M.,
	Yankton County, South Dakota
	rankon county, south bakota
COMMENTS:	Neal Lange - Applicant
MOTION:	Approve as presented
	Passed 7-0
APPROVAL:	MOTION BY: Schultz SECOND BY: Kettering
PLANNING:	☑ BARKL ☑ EVANS ☑KETTERING ☑MICHAEL ☑SCHULTZ ☑WEISS ☑HOFFMAN
AGENDA ITEM:	Public Comment
ADDRESS/LEGAL:	NONE
COMMENTS:	NONE
MOTION:	
APPROVAL:	MOTION BY: SECOND BY:
	☐ BARKL ☐ EVANS ☐ KETTERING ☐ MICHAEL ☐ SCHULTZ ☐ WEISS ☐ HOFFMAN
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APPROVAL:	MOTION BY: Kettering SECOND BY: Schultz
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APPROVAL: MOTION BY: SECOND BY:
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APPROVAL:	MOTION BY:	SECOND BY:	
PLANNING:	☐ BARKL ☐ EVANS ☐	KETTERING MICHAEL SCHULTZ	 □WEISS □HOFFMAN

# Yankton County Planning Commission Yankton County Board of Adjustment

Applicar	de Daniel Sobotka
Dist	crict 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 1107
36464666CCCccinimini ili in 307647ecolored	
NOTE:	
Conditio	nal Use Permit
District p Whitetai	t is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commercial for Article 11 Section 1107. Said property is legally described as Lot Seventeen (17), 1 Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5 <sup>th</sup> P.M., County, South Dakota
PC: BOA:	Article 18 Section 1805 Article 19 Section 1905

Planning Commission date: 11/9/2021

Time: 7:05 PM

Board of Adjustment date: (2/7/2021

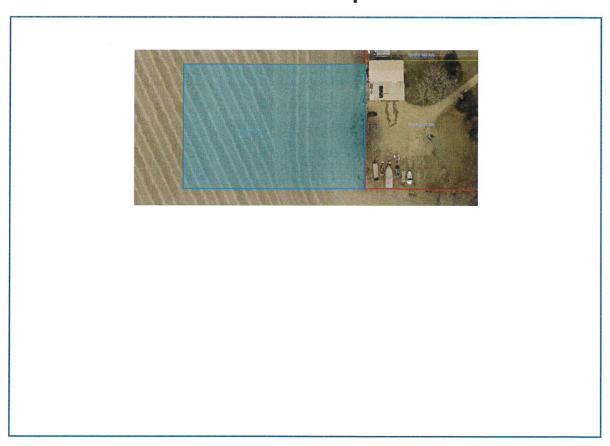
Time:

			Perr	mit Number: _	CUP-2021-57
		Yankton C			
-	Variance	_X_ Condition	onal Use	Rezo	ning
Owner:	Diversified El	ectrical Cotract	ors Inc.		
Owners Address:	309 W Summi	it St.			
Owners Phone:	402-338-5342				
Applicants Name, if different from Owner:	Daniel Sobotk				
Applicants	Dainer Sobotk	.a			
Address:	309 W Summ	it St. Page Ne 6	8766		
Job Address:					
Legal:	SE4 NE4 EXC	C PARC A&B &	& EXC LT H	-2 & H-3 & N	E4 SE4 EXC
Section, Township, Range:	16-93-56				
Zoning	10-73-30				
	Lakeside Com	mercial (LC)			
Affected Zoning Ordinance:	Section 1107S	ection 1107			
Reason for Request:	outdoor storag	e	85/		
List Specific Hardships:					
9					
SCHEDULED FOR PI	ANNING COMN	AISSION ACTION	l (DATE):		
SCHEDULED FOR BO	DARD OF ADJUS	TMENT ACTION	I (DATE):		
Application Fee:	\$300.00	Check #:	165188835	Receipt	#:
	Da	nu Zobr	to	Date	::

Signature: Diversified Electrical

09/27/2021

# Site Map



Parcel Number: 09.016.200.100

Site Description:

Waddell, Edward etux 8
 SECTION 35
 Slowey, Steven etux 14

UTICA TOWNSHIP SECTION 1N

Kralicek, Melissa 11

1. Holdahl, Robert etux 5

Grate, Leo etux 11

SECTION 4N 1. Nedved, Mark 7

Holtzmann Family Trust

Larson, Robert 8
 Brandt Trust, Merle etal

Zimmerman, Steve 20 List Trust, Robert 18

Olivier, Curtis etux 6 Loecker, Mark etux 5 Blaha, Jon etux 5

1. Anthony, Craig etux 10

Philips, Timothy etux 5
 SECTION 8N

1. Christianson, David

Fanta, Timothy etux 9
 SECTION 9S

 Heceky Trust, Terrance etux 11

2. Affordable Self Storage

1. Marquardt Family LP 6 SECTION 13N

1. Cotton, Jeffrey etux 8

Yankton Medical Clinic

1. Anstine, Rodney etux 7

Cap LE, Stanley etal 5
 Cap, Robert etux 7
 SECTION 19

Schenkel, Daniel etux 7
 SECTION 20N

2. Johnson, Michael etux

Kralicek, Frank etux 5
 SECTION 21S
 White Crane Estates

Taggart, William etux 9
 SECTION 24
 Marquardt, Doug 13

Keller, Dallas etux 10
 SECTION 26
 Barnes, David etux 7

Sharpshooters Assn 12

Yankton Co

SECTION 21N

LLC 18

SECTION 22N

SECTION 32
1. Zimmerman Trust, Henry etal 12
SECTION 33
1. Delozier, Darrik 6
2. Waddell, Edward -

Schenkel, Darrell etux 8 Tacke, WM etux 13

1. Rokahr, Steven 9

SECTION 2N

SECTION 2S

SECTION 3N

SECTION 3S

SECTION 4S

SECTION 5S

SECTION 6N

SECTION 7N

SECTION 78

etux 6 2. Hughes, Scott etux 13

SECTION 8S

SECTION 11S

LLC 8

SECTION 12N

SECTION 14S

SECTION 16N

SECTION 17N

SECTION 18N

1. Batcheller, Jay 8

Town of Utica 6
 SECTION 6S
 Maska, Leann 5

Siebrandt, Jacob etux 5

# FINDINGS OF FACT - CONDITIONAL USE PERMIT

# Sobotka-CUP-2021-57

Nun din nun n	in and of Cration 1722 mot?	Vos	
	quirements of Section 1723 met?	Yes	
	owner unless there is a binding purchase then signed by applicant, Variance accompanied		
	permit (if applicable), site plan included with		
1			
building pe		Yes	
	quirements of Section 1729 met?	res	
	id at time of application)		
Section 180		stion of the	Applicant wishes to have onen storage
Ore	d you specifically cite, in the application, the sed dinance under which the conditional use is sought a bunds on which it is requested		Applicant wishes to have open storage in a Lakeside Commercial District per Article 11 Section 1107
2. Wa	as notice of public hearing given per Section 1803 (3	3-5)?	Mailed – Published –
3. Att	tend the public hearing		
4. Pla	nning Commission: Make a recommendation to inc	lude:	
   a.	Granting of conditional use;		
	Granting with conditions; or		
c.	Denial of conditional use		
5. Pla	inning Commission must make written finding	zs certifying	
	mpliance with specific rules including:	,	
a.	Ingress and Egress to proposed structures thereor particular reference to automotive and pedestriar convenience, traffic flow and control, and access i or catastrophe:	safety and	
b.	Off right-of-way parking and loading areas where	required;	,
	with particular attention to the items in (A) above		
	economic, noise, glare or odor effects of the cond		
	on adjoining properties and properties generally i	n the district;	
c.	Refuse and service areas, with particular reference items in (A) and (B) above;	e to the	
d.	Utilities, with reference to locations, availability, a compatibility;	nd	
e.	Screening and buffering with reference to type, di and character;	mensions,	
f. Signs, if any, and proposed exterior lighting with reference to			
	glare, traffic safety, economic effect;		
g.	Required yards and other open spaces; and		
h.	General compatibility with adjacent properties an	d other	
	property in the district and that the granting of the	e conditional	
	use will not adversely affect the public interest.		
	,		

Variance, Conditional

Use and Rezoning Application CUP-2021-57

Fees Paid \$300.00

Applicant Daniel Sobotka

Created September 27, 2021

Number CUP-2021-57

09.016.200.100 | Diversified Electrical Cotractors Inc. |, YANKTON, SD, 57078 Submitted by dsobotka on 9/27/2021



# **Applicant**

Daniel Sobotka

dsobotka@dec-inc.com

Parcel search Completed On 9/27/2021 11:19 AM EST by dsobotka



ParcelID Address City OwnerName Acres YANKTON DEERFIELD TRUCK & EQUIPMENT CO (D) 52.470 09.016.200.100

Request Information Completed On 9/27/2021 11:22 AM EST by dsobotka

# Type of Request

Conditional Use

#### Fee

\$300.00

### Reason for Request

outdoor storage

List Specific Hardships

# Applicant Information

16-93-56

Are you the owner of the property?
Yes
Applicant Name
Daniel Sobotka
Applicant Address
309 W Summit St. Page Ne 68766
Annal Parameter Control of the Contr
Applicant Phone 402-340-6214
Owner Information
Owner information
Owner Name
Diversified Electrical Cotractors Inc.
Owner Address
309 W Summit St.
Owner Phone Number
402-338-5342
Property Information
Parcel ID Number
09.016.200.100
Legal Description
SE4 NE4 EXC PARC A&B & EXC LT H-2 & H-3 & NE4 SE4 EXC PARC A&B & EXC TRACTS 1&2 & LTS 7-10 WHITETAIL RUN & EXC TRACT 1
Site Address
City
YANKTON
Zip
57078
Section-Township-Range

Zonin	g District	
	g Diotrict	

LC

## Zoning Description

LC

## Existing Use of Property

Corn Field

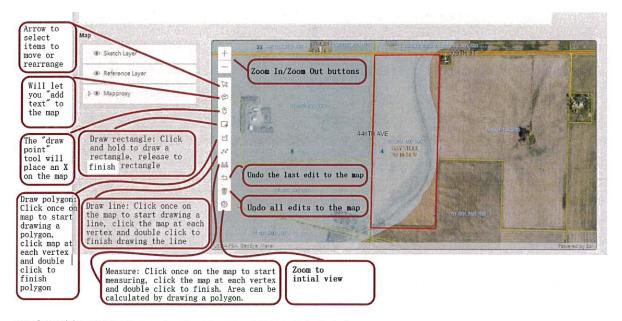
# Site Plan Completed On 9/27/2021 11:35 AM EST by dsobotka

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



Describe the location and use of adjacent structures

Upload Site Plan and/or additional plans and documents



Draft Building Permit Completed On 9/27/2021 12:00 PM EST by dsobotka

Upload Draft Building Permit 0

Outdoor Storage Layout.pdf

Submit Completed On 9/27/2021 12:01 PM EST by dsobotka

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

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

#### Applicant Agreement

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

Signature

Date

9/27/2021

Application Submitted Successfully Completed On 9/27/2021 12:01 PM EST by dsobotka

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Planning Review Completed On 9/29/2021 9:07 AM EST by boonkling

Continue with application

Continue

Describe what the applicant is requesting

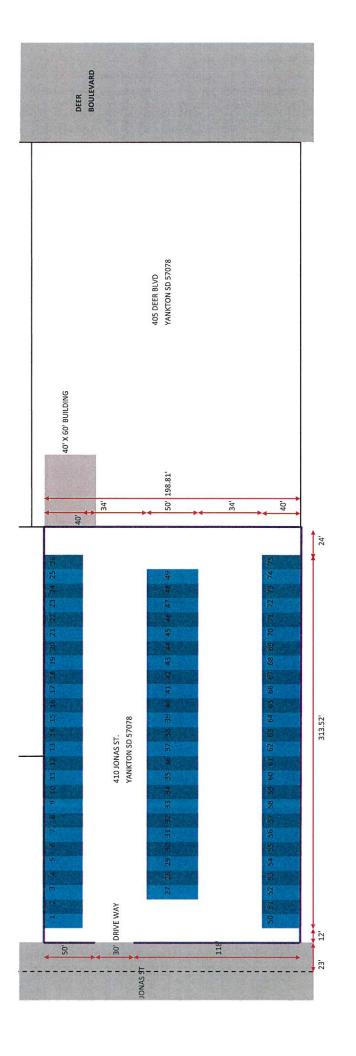
Planning Commission Code Reference Section 1107				
Other Planning Commission Code Referen	nce •			
Board of Adjustment Code Reference Section 1107				
Other Board of Adjustment Code Reference	ee ●			
	y the applicant. If zoning is incorrect, please entered. In yestem error. The correct zoning must be entered.		g. It is this field	that is printed
Zoning Classification •				
Lakeside Commercial (LC)				
Wave Fee				
Notes •				
,				
Director Review Completed On 9/2	9/2021 12:56 PM EST by boonkling			
Zoning Director Review Approve				
Payment completed On 9/29/2021 1: Fees Paid	57 PM EST by Anonymous			VIEW RECEIPT
				AIEAA MEGELLI
Fee Name	Recipient		Amount	
Fee	Planning and Zoning		\$300.00	
Confirmation Data				
Payment Method		Online		
Confirmation Number		165188835	:	
Amount Paid		\$300.00		

# Planning Commission Meeting

Planning Commission Meeting Date and Time
November 9th 2021, 7:05 pm CDT
Letters to be mailed 10 days prior to the public meeting: undefined
Additional instructions for PC email
Return the affidavit 8 days prior to the public meeting: undefined
Place your zoning action sign 7 days prior to the public meeting:
undefined
Data to condempility applicant
Date to send email to applicant 10/25/2021
Upload PC Mailing Labels
Sobotka labels.pdf
Upload PC Affidavit of Mailing
3 Mailing affidavit 1320.pdf
Upload PC Notification Letter
Sobotka NOT Letter PC.pdf
Upload PC Newspaper Publication
Legals PC 10-12-2021.pdf
Permit Number
CUP-2021-57
Receipt Number
DC Ann Forms
PC App Form Completed On 9/29/2021 2:01 PM EST by bconkling PC App Form
External Notes

Internal Notes		
Dogumente		

Documents



# AFFIDAVIT OF MAILING

I, Daniel Lobbo, hereby certify that on the 27 day of of 2021, I mailed by first class mail, postage prepaid, a true and correct copy of the Notice of Public Hearing to all owners of real property lying within a 1,320 feet radius of the proposed project to the most recent address of the recipient known to your Affiant.  A true and correct copy of the Notice of Public Hearing notification letters are attached as Exhibit #1 or #2.  A true and correct copy of the mailing list for owners of real
property is attached as Exhibit #1A or #2A.
Dated the 14 day of Oct , 201.  Danuel E. Solotka  (Name)  Affiant
Subscribed and sworn to before me this 27th day of
Notary Public - South Dakota My commission expires: 9-18 24

(SEAL)

# **NOTIFICATION**

October 25, 2021

Daniel Sobotka 309 W Summit St Page, NE 68766

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 9th day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Seventeen (17), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

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

Sincerely, Daniel Sobotka Petitioner AFFORDABLE SELF-STORAGE 2 LLC (D) ASPS LLC (D) 1505 WEST CITY LIMITS RD YANKTON SD 57078

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

BRIGHTWAY ELECTRIC LLC (D) 1117 WEST 10 ST YANKTON SD 57078

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

DEERFIELD TRUCK & EQUIPMENT CO (D DOERING, HENRY L (D) PO BOX 805

LAUREL NE 68745

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

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 (C. KULBEL, THERESA M REV TRUST (D)

4201 WEST 11 ST YANKTON SD 57078

4111 WEST 11 ST YANKTON SD 57078

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

LANGE FAMILY PROTECTION TRUST (D)

118 LAKESHORE DR YANKTON SD 57078

LANGE FAMILY PROTECTION TRUST (D)

827 HEMI DR 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 LUTHER, THOMAS R (D) 604 SAWGRASS 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

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

MCALLISTER TD LLC (D) 208 VIOLET DR 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 RE PROPERTIES LLC (D) 316 CAPITOL ST YANKTON SD 57078

802 EASTRIDGE ST NORFOLK NE 68701 ROESLER, MERLIN (D) 109 CEDAR ST YANKTON SD 57078

RYKENS RV PARK INC (D) 31120 435 AVE YANKTON SD 57078

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

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

SCOTT LUKEN FINE ART & (D) 418 LINN ST YANKTON SD 57078

SCS PROPERTY MANAGEMENT CORP (I SD DEPT OF TRANSPORTATION (D) 3702 LEADER LN YANKTON SD 57078

700 E BROADWAY AVE PIERRE SD 57501

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

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

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

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

T&M STORAGE LLC (D) 118 WEST 3 ST YANKTON SD 57078

TJ LAND INC (D) 6627 DUNSMORE RD RAPID CITY SD 57702

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

Submit sealed bids to NorthWestern Energy, Attn: Robert Gehm 3210 Douglas Avenue, Yankton, SD 57078, on or before 3 pm on November 12, 2021, include your name, address, phone number, total purchase price, type of financing, and any contingencies. The top three bidders will be given notice and invited to submit an additional bid. If a bid is accepted, then the buyer shall per 10% of the purchase price as earnest money with the balance due at closing. Closing and ossession will be on or before December 31, 2021. Title insurance and closing costs will be split 50-50 between buyer and seller. All other closing costs will be customary for market. NorthWestern Energ

reserves the right to reject any and all pics.

An OFEN HOUSE will be held October 29th from 2-4 pm. Interested parties are encouraged to inspect the property prior to submitting a bid. Serious inquiries only.

Robert Gehm, Real Estate Representative NorthWestern Energy Yankton, SD 57078 (605):760-7402

#### 2010 Legal and Public

of this notice, or their claims may be

barred.
Claims may be filed with a Personal Representative or may be filed with the Clerk and a copy of the claim mailed to the Personal Representative.

Dated this 18th day of October, 2021.

Is/ Robert W. Klimiseh KLIMISCH LAW, P.C. 101 West 2<sup>nd</sup> Street Yankton, SD 57078 (605) 665-9499

Jody Johnson Clerk of Courts Clerk of Counts
410 Walmit, Suite 205
Yankton, SD 57078
Published four times at the total approximate cost of \$52.20.

10+29 NOTICE OF APPLICATION NO. 8542-3 to Reinstate Water Permit No. 8037-3

No. 8037-3

Notice is given that Tyier Andersea, 400 S Liacola Si, Centerville SD 57014 has filed an application to reinstate Water Permit No. 8037-3 appendix J. Germit No. 8037-3 since J. Germit No. 8037-3 since the project was to be completed into the NW J. A. SE. J. Germit No. 8037-3 since the project was to be completed September 22, 2023. Application No. 8532-3 proposes to reinstate Permit No. 8037-3 since the project has not been completed. The applicant is requesting a diversion rate greenicy than the statutory firmt of 1 cs fs per 70 acess. This site is Jocated approximately 1 mile south of Centerville SD.

Application No. 8542-3 to reinstate Permit No. 8037-3 is made pursuant to SDCL 46-2A-8.1 which allows to SDC1, 46-2A-8.] which allows rehistatement of a permit, with a new priority, date provided anappropriated water is, available and the construction necessary to put water to beneficial use was not completed within the five years of approval of the original permit. the original permit,

Pussuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 8542-3 with qualifications because 1) unappropriated water is available, 2) existing domestic water uses and water tights will not be unlawfully impolied, 3) it is a bomelical use of water, and 4) it is in the public interest as if a varieties is water in the public interest in the public interest is at 10 archive to water, and 4) it is in the public interest in the public interest is at 10 archive to water. est as it pertains to matters within the regulatory authority of the Water Management Board. The Chief En-Managomen Board, The Chief En-gineer's recommendation with quali-fications, the application, and staf-erport, are available at https://dum.a-d.gov/public or contact. Ron Duvali-for this information, or other infor-mation, at the Water Rights Program address provided below.

address provided below.

Any person interested in oppoching this application or recommendation when application of the person that is unique from any injury suffered by the public from any injury suffered by the public from earl. The injury must concern a matter either within the regulatory authority found in SDCL 46-2.9 for approval or denial of the application within the regulatory authority of the beard to act upon as defined by SDCL 46-2.9 and 46-2.11, or both. Any person meeting the petitioner requirements and wishing to be a party of record in a contested case hearing shall file a written petition to oppose the application, with the application of the petitioner regulatory.

#### Legal and Public Notices

neer. A petition opposing the appli-cation shall be filed on a form pro-vided by the Chief Engineer. The petition form is available online at https://dant.sti.gov/public or by con-necting the Chief Engineer. The Chief Engineer's address is "Water Rights Program, frees Bulleding, 523 B Capitol, Pietre 8D 57501" or call (605) 773-3352. The soulieant's (605). 773-3352. The applicant's milling address is given above. If contesting the Chief Engineer's recommendation, the applicant shall also file a petition. A petition filed by either an interested person or the applicant must be filed by November 8, 2021.

The petition shall include a The petition shall include a state-ment describing the unique injury-upon approval of the application on the petitioner, the petitioner's rea-sons for opposing the application, and the name and maiting address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

Any interested person may file a comment on the application with the Chief Bogineer. The comment shall be filed on a form provided by the Chief Bogineer and is available online at https://dam.ed.gov/public or by calling (695) 773-3352 or writing the Chief Bogineer at the address provided above. Filing a comment does not make the commenter a party of record or a participant in any hearing that may be held. Any comment rusts be filed by Novomber 8, 2021.

If the applicant does not contest the recommendation of the Chief Englandor and no petition to oppose the application is geerlyed, the Chief Englaneer shall act on the application with no hearing held before the Water Management Board. If a petition opposing the application or contesting the period of the property of the application or contesting the application is filled. ing the recommendation to flied, then a hearing will be scheduled, and the Water Management Boardwill consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Published once at the total approxi-mate cost of \$43.07.

# 10+29&11+5 NOTICE OF PUBLIC HEARING.

Notice is hereby given that at public hearing will be held before the Yankton County Planning Commission, Yankton County Planning Commission, Yankton County South Dekola, at 7:35 P.M., on the 9th day of November, 2021 at the Yankton, County Government Center, Commissioners, Chambers, 321 West. Third St., Yankton, South Dekota. Applicant is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commiscrait Digitate perfutige 11 Section 1107. Sail property is legally described as Los Sevinchen (17). Whitefull Roft, in the NRI/4 of the SISIA-of Section 16. 732N, R56W of the 5th P.M., Yankton County, South Dakota ton County, South Dakota

#### NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING.
Notice is hereby given that a jubile hearing will be held before the Yankton County Planning. Commission, Yankton County, South Dakota, at 7:10 P.M. on the 9th day of November, 2021 at, the Yankton County Government Ceoter, Commissioners Chambers, 321. West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for a self-storage findity in a Lakseide Commercial District per Article 13. Section: 1107. Sald property is legally described as Loi Four (4), Whiteful Run, in the Bill A of the SEIIA of Section 16, 193N, R56W of the 5th P.M., Yanton Centry, South Dakota.
Published (when at the 10tal approximate cost of \$23,75.

Nebraska state agencies, Smith sald. In addition, partners include tribes, schools, businesses, organizations and individuals

In her role as a naturalist with South Dakota Game, Fish and Parks (GF&P), committee member Nancy Teachout has spearheaded Homestead Day planning. The upcoming event will include many of the past favorite activities with protocols for visitor safety, she said.

dren."
The school festival looks to re-turn with the same format, accord-ing to complifee member Mary Robb. The festival initially drew

Robb. The festival initially drew 125 students but soon exploided in popularity to 540 students from across southeast South Dakota and northeast Nebraska.

"We have great programs, and the kids just love it," Robb said; "Sacred Jeart School in Yankton has been part of it since the begin.

learning experience, he added. In addition, Riverside Park provides an outstanding setting for the school festival, Smith said: Students and teachers not only learn about the river but do so right next to it, he added "It makes such a difference

when you're seeing and feeling something. Ilke the fish," he said.
"It's also important that kids experience the outdoors and be around others in a social setting." who come out of three hours on a Saturday morning and give of their time and effort to clean up the way."

The talk of bringing back the events provides a major lift, Smith

said.
"It feels great to plan for these things," he said. "People really want to return to normal."

Follow @RDockendorf on

# Nepotism

From Page 1

day after Peters, Noem's daughter, received her

day and retes, receive anagement received and certification.

Months earlier in July 2020, after Peters had falled an initial assessment of her appraisal work, it was reported that Bren was brought to the governor's residence in Pleare for a meeting

the governor's residence in Pierre for a meeting with Noem, Hultman and various staff and attorneys. Peters also was there.

On Thursday, hampered from scrutintzing the woman at the center of the Issue, the committee instead jumped to questioning Hultman. After various committee members bounced around directly addressing Bren, Sen, Reynold Nestba, a Sloux Palls Democrat, attempted to directly address any pressure Noem may ve applied to Bren in the July 2020 meeting. "Areyou aware... of the governor intervening in any other apparlsal application in the way that she did with the one involving her family member?" Nesiba asked.

Hullman deflected, suggesting over the years Noem "dld intervene in the process," Later, the secretary conceded that a meeting, the the one with Noem, Bren, Peters and state, government needs was uncommon, but that a

Just the one with Neem, Juren, Peters and state, government heads was uncontron, but that a plan for Peters for enroll in an education course, and to resubmit appraisals for blind assessment by an outside contractor later that year was ulready in place by the July 2020 meeting. Many on the Republicanic controlled committee seemed poised to accept Hultman's assertion that Noem only sought to remove red-tipe and was on a fact-finding mission about that process when summoning Bren to her official residence in a meeting. Asked by Nealla about Peters' role in the July meeting. Hultman responded, "I believe that somebody who is going through the process, regardless of who they are, would have insight into how the process works." Sen. David Wheeler, Khuron, similarly sought to underscore that Bren played no role in scoring Peters' initial round of submitted apparalasis, which did not receive passing marks. "(We're all trying to make a deal out of this meeting, but there wasn't an opportunity for

Sherry Bren to approve or deny this applica-tion," said Wheeler.

tion," said Wheeler.

When Rep. Linda Duba, D.Shoux Falls, asked to "giove ahead four months," to the December forced retirement, Hultman declined to

elaborate.

Thin not able to address anything to the personnel Issues? Hullman said.

An email to attorney Rensch from Forum News Service requesting information on his clean's no-show was not returned. In later testimony by Sandra Gresch, president of the Professional Appraisers Association of South Dakota, lawnakers sought to understand whether Bren would've approved some of the steemilluming appropriate sought for reality are steemilluming appropriate sought for reality are steemilluming appropriate sought for reality are steemilluming. wherete Delay would be approved solled in a streamling approaches sought by realty ap-praisers to uncork the pipeline of commercial and residential appraisers in the market. "I believe I cannot answer that," Gresch replied. "That would be a question that Ms. Bign would have to answer."

Christopher Vondrucek is the South Dakota correspondent for Forum News Service. Contact Vondracek at coondracek@forum.com, or follow him on Twitter: @ChrisYondracek.

# **LCBHS**

From Page 1

facility would include a separate receiving area for children for up to 23 hours, a de-scalation area for receiving adults for part of one day, and residential crisis stabilization area with sty Individual rooms with beds for crisis stabilization and with the sty Individual rooms with beds for crisis stabilization and deltay. The focility are tion and detox. The facility also includes a sobering area and a swing room; which could double as a sobering area for women.

"The crisis area is connected with our inpatient substance use treatment area," Stanage said. "We could not do the crisis care without the inpatient substance use treatment because we would not have the stall to otherwise support it.

support.h."

LCBHS is a private, non-profit
community-based behavioral
health provider with pitices in
yankton, Vernillon jand Jake
Andes. It offers services in seven
counties, including McCpp,
Gregory Charles Mix, Dojulas,
Hutchinson, Bon Homme, Turner,
Lincoln Circ. Halten and Vanderon.

Hutchinson, Bon Homme, Turrier, Lincoln, Clay, Ubiton and Yankton, Currently, LCBH is joyerathig out of an old Yankton College dormlory that was built in 1962." he said. "There's just ito way we can convert it to meet those needs." Also, the two crisis-care beds are located in the bld Sacred Heart Hospital. To expland that, LCBHS would be looking at the older part of the building that wouldn't meet any ille-safety codes, Stangae said. The proposed facility would cost about \$6 fullion and could be part of the capital expenditures.

part of the capital expenditures that the state makes to create the

that the state makes to create the adequate regional health care facilities it will need, he said.

"At the last session, the Legislature gave 346 million to Minnehaha County and 3.8 or so to Pendington County to establish prick-ant-mortar crists care." facilities, "Stanage told the Press & Darbotan. The asking them to do the same for Yankton."

& Dancoan. The asking mention the same for Yankton."

LEBIS did not ask the legislature to find the attached in-patient substance use treatment facility, which could begin constitute the same dominating the same did not be same the same the same did not be same the same th

racing, which count begin con-struction in the spring, depending on how soon the various pleess come together, Stange said; "The bligest issue we have light now is that we don't have the space," he said. Were his unable to meet the current demand for those sorrives."

to meet, the current demand for those services."
In 2021, LCBHs served 4.425 industries and patients. In thiat time, its 24-hour crisis line-took 691 calls, with 491 resulting in a face-to-face evaluation by a mental health professional and 336 made by individuals who were already on a mental health health hold, he said.
Corect that course is acta billiced.

Cases that cannot be stabilized within three days go to HSC.In preparation for a required mental health hearing, Stanage said:



highest admis-sions to HSC from 2018–2020 include: Minnehaha — 390, Yankton — 319, Beadle — 114 and Dayison —

"Yankton County is the second-highest county in terms of number of admissions behind Minishaha," he said. "If you throw in just Clay and Charles Mix Countes, then you're really looking at numbers that exceed Minishaha." County and far exceed Pennington County."

To have an impact on the

number of cases sent to HSC

something in our community for appropriate regional care."



Dakota with the

Lavigne 11 Tennyson's less "— Arden" 2 Online 13 Poker action 14 Messing on TV 15 Seriesending abbr.

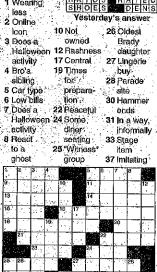


Countles in CROSSWORD southeast South By THOMAS JOSEPH ACROSS

40 Pharach 1 Halloween symbols fllers 41 Nick and 5 Laments . Nora's loudly dog 9 Singer DOWN 1 Wearing

16 Stockplies 18 Gains in abundance 20 Portly

21 Wandered 22 Show up 23 Blood color 24 Hotel féature 25 Quantities: Abbr. 27 Whirled weapons 29 Spoil 30 Memory iriggers.
32 Words of . emphasis 34 Old band 35 Frighten 36 More robust 38 Think up 39 Wintry weather



AXYDLBAAXR is LONGFELLOW

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Bach day the code letters are different.

10.20 CRYPTOQUOTE

GJH GJHNRPWC UR IHLE UR UQGAJMG VQ YEP PQYVNP HQVBPNRP MPRPNBP GJHN WJBP UQM UCCPLYVIQ.

RIHNLP HQSQJKQ Yesterday's Cryptoquote: TO HAVE COURAGE FOR WHATEVER COMES IN LIFE - EVERYTHING LIES IN THAT. — SAINT TERESA OF AVILA © 2018 King Features Syndicate, Inc.



layat1450.com

# Yankton County, South Dakota

Payment number Date paid Payment method Receipt

165188835 September 29, 2021 01:57 PM Online

Paid by
Daniel Sobotka
dsobotka@dec-inc.com

# \$300.00 paid on September 29, 2021

Variance, Conditional Use and Rezoning Application  Application ID: CUP-2021-57		
Description	Amount	
Fee	\$300,00	

#### 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 9<sup>th</sup> day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Seventeen (17), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

#### NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 9<sup>th</sup> day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for a self-storage facility in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Four (4), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

# Yankton County Planning Commission Yankton County Board of Adjustment

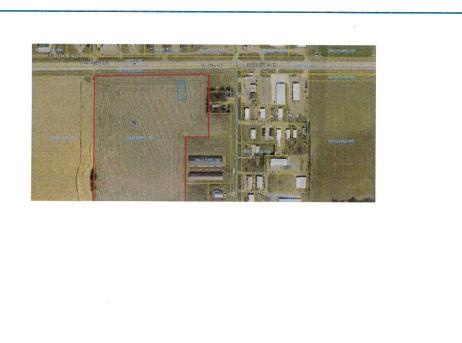
Applican	James Den Herder	
Dist	trict type: AG R1-Low R2-Moderate	R3-High C-Comm.
	☑LC – Lakeside Commercial ☐ RT-R	tural Transitional
	CUP needed:  Section 507 Section 607 Section	n 707  Section 807
	Section 1107 Section 1805 Section	on 1905
22 km constitute management con arbest de		ANTWO SERVICE CHRIST SECURITION CONTRACTED C
NOTE:		
Conditio	onal Use Permit	
Commerce (4), White	at is requesting a Conditional Use Permit for a self-stocial District per Article 11 Section 1107. Said propertitetail Run, in the NE1/4 of the SE1/4 of Section a County, South Dakota	ty is legally described as Lot Four
PC; BOA;	Article 18 Section 1805 Article 19 Section 1905	
11/9/2023	Commission date:	Time: 7:10 PM Time:

Permit Number:	CUP-2021-58
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# **Yankton County**

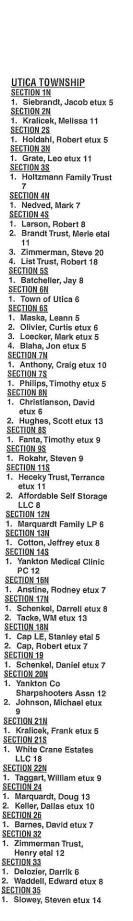
-	_ Variance	X_ Conditi	onal Use	Rezoning
Owner:	Anthony P&I	L, Inc. (Neal An	thony)	
Owners Address:	21078 Lake A	venue, Le Mars	s, IA 51031	
Owners Phone:	712-540-1050	)		
Applicants Name, if different from				
Owner:	James A Den	Herder		
Applicants Address:	1531 S Main	Ave, Sioux Cen	ter, IA 5125	60
Job Address:				
Legal:	SE4 NE4 EX	C PARC A&B	& EXC LT I	H-2 & H-3 & NE4 SE4 EXC
Section, Township, Range:	16-93-56			
Zoning Classification:	Lakeside Com	mercial (LC)		
Affected Zoning Ordinance:	Section 11075	Section 1107		
Reason for Request:	We have pure Storage buildi	hased Lot 4 for ng, as well as o	the construc utdoor stora	tion of 5A Marine & RV ge. The building will be
List Specific Hardships:				
-				
SCHEDULED FOR PL	ANNING COMI	MISSION ACTION	N (DATE):	
SCHEDULED FOR BO	DARD OF ADJUS	STMENT ACTION	I (DATE):	
Application Fee: _	\$300.00	Check #:	20308	Receipt #:
	1	na Wash	10	Date:
Sign	ature:	INCY INCY ! H	roler	10/15/2021
Jigir		A Den Herder		

# Site Map



Parcel Number: 09.016.200.100

Site Description:



ZISKOV TWP

UTICA TOWNSHIP SECTION 1N

1. Grate, Leo etux 11

SECTION 4N 1. Nedved, Mark 7

1. Batcheller, Jay 8 SECTION 6N

Town of Utica 6
 SECTION 6S
 Maska, Leann 5

Blaha, Jon etux 5

1. Christianson, David

1. Rokahr, Steven 9

SECTION 2S

SECTION 3N

**SECTION 4S** 1. Larson, Robert 8

SECTION 5S

SECTION 7N

SECTION 7S

etux 6

SECTION 8S

SECTION 11S

etux 11

LLC 8

SECTION 12N

SECTION 14S

PC 12 SECTION 16N

SECTION 17N

SECTION 18N

SECTION 19

SECTION 21N

SECTION 21S White Crane Estates
 LLC 18

SECTION 22N

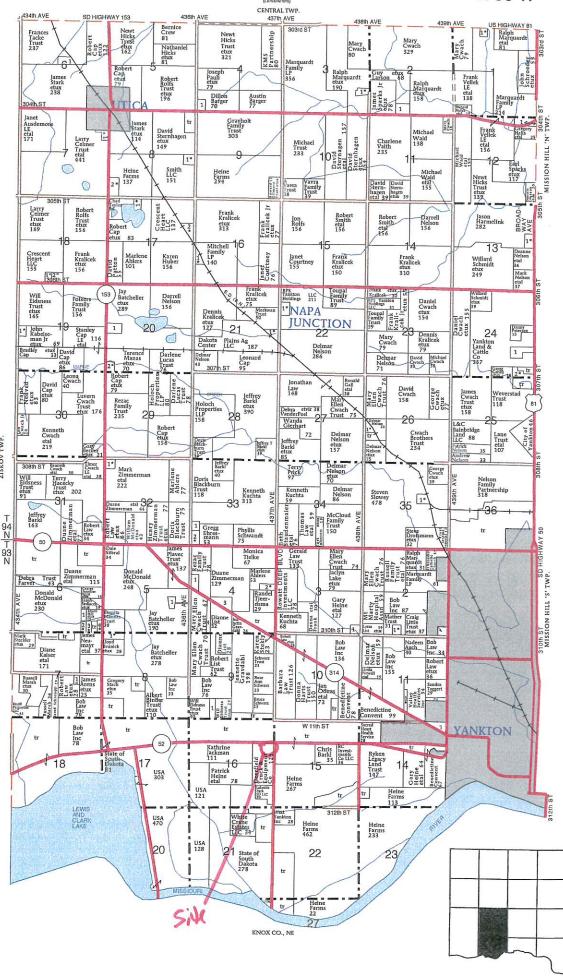
SECTION 32 1. Zimmerman Trust,

**SECTION 35** 

Henry etal 12 SECTION 33 1. Delozier, Darrik 6

Marquardt, Doug 13 Keller, Dallas etux 10
 SECTION 26
 Barnes, David etux 7

Yankton Co



# FINDINGS OF FACT -- CONDITIONAL USE PERMIT

# Den Herder- CUP-2021-58

(signed b agreemei by buildir	equirements of Section 1723 met? y owner unless there is a binding purchase nt then signed by applicant, Variance accompanied ng permit (if applicable), site plan included with	Yes	
building p			
	equirements of Section 1729 met?	Yes	
Section 1	paid at time of application) .		
	ous. Pid you specifically cite, in the application, the se	estion of the	Applicant wishes to have onen storage
O	ordinance under which the conditional use is sought rounds on which it is requested		Applicant wishes to have open storage in a Lakeside Commercial District per Article 11 Section 1107
2, V	Vas notice of public hearing given per Section 1803 (	3-5)?	Mailed – Published –
3. A	ttend the public hearing		·
4. P	lanning Commission: Make a recommendation to inc	lude:	
a	. Granting of conditional use;		
b	. Granting with conditions; or		
C.			
5. P	lanning Commission must make written findin	gs certifying	
C	ompliance with specific rules including:		-
a	Ingress and Egress to proposed structures thereor particular reference to automotive and pedestriar convenience, traffic flow and control, and access i or catastrophe:	safety and	
b	<ul> <li>Off right-of-way parking and loading areas where with particular attention to the items in (A) above economic, noise, glare or odor effects of the cond on adjoining properties and properties generally i</li> </ul>	e and the itional use	
C.	Refuse and service areas, with particular reference items in (A) and (B) above;	e to the	
d	<ul> <li>Utilities, with reference to locations, availability, a compatibility;</li> </ul>	nd	
e.	<ul> <li>Screening and buffering with reference to type, di and character;</li> </ul>	mensions,	
f.		eference to	
	glare, traffic safety, economic effect;		
g.	Required yards and other open spaces; and		
h.	General compatibility with adjacent properties an	d other	
	property in the district and that the granting of th	e conditional	
	use will not adversely affect the public interest.		

# PURCHASE AGREEMENT

	T CALCATACANA ENGINEERINATION
	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 1 is not 1 the limited agent of both parties to this transaction.
	MOND And I sure
	Neal Anthony hereinafter referred to as Purchaser,  Deer-field Truck : Equipment hereinafter referred to as Seller.
	Der Hela Truck & Equipment hereinafter referred to as Seller.
	Purchaser offer and agrees to purchase upon the terms and conditions set forth, the property legally described as:
	Lt 4 Whitefail Run in the SE 14 of NE 14 of Section 14 T92N
	C
	R 560 of 610 pro in yankton CO SD  Also known as: Lot 4 Huy 52 yankton SD 57078  EARNEST MONEY DEPOSIT
	Also known as: Lot 4 Hwy 52 yankton SD 57078
2.	EARNEST MONEY DEPOSIT
	Earnest Money in the amount of (\$
	Purchase Agreement does not close, regardless of the circumstances, both Purchaser and Seller must agree in writing
	prior to release of earnest money or in the alternative, pursuant to court order in accordance with SDCL 36-21A-81.
4	
3.	
	This is a cash offer not contingent upon financing. The remaining balance due at closing shall be paid by certific check. Verification of funds from Tours Prount Bank will be delivered by
	mhand (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 type of loan
	This offer is confingent upon Purchaser obtaining financing for a type of loan  A letter of Purchaser's loan status will be delivered by (date). Within legal banking days
	after acceptance of this Purchase Agreement. Purchaser will make written formal application for and diligently and
	in good faith endeavor to secure a loan, pay all application fees, and to sign all financing documents without delay.
	Purchasers 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 Sciler 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 Soller receive another acceptable offer, Seller will giv
	Purchaser written notice of that fact, Purchaser will provide a written wavier of this contingency within
	hours of receipt of Selier notice or this agreement will terminate without further notice and Barnest 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.
	SELLERS PROPERTY DISCLOSURE
٠.	SELLERS PROPERTY DISCLOSURE  [] <u>Refore signing</u> this agreement Purchaser acknowledges receipt of Seller's Property Condition Disclosure Statement
	dated as required by SDCL43-4-38 through 43-4-43.
	Purchaser acknowledges that no disclosure statement is required for the following reason
	have land
	2/

----

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.	INPECTION 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 Selier 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).  B. Offer is contingent upon radon, environmental, or geological inspection(s).  C. Offer is contingent upon pest infestation and/or damage inspection(s).  D. Offer is contingent upon lead-based paint inspection(s).  / Yes / Waived  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
9.	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
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 Deprorated 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:  Deprorated through the date of closing. prorated through date. Not to be prorated.
	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:  Additional coverage shall be paid by Purchaser.
1,2,	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. Furchaser will will not n/a @componsate 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 8/3/12 (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 50/2 Seller 18/2
	Militaro: Lorenton A

Lewis and Clark MLS 2016

14. OTHER PROVISIONS: If none, state none.	
rone	- Company (Control of Control of
	Approximate and an analysis of the second se
page 19 and the second	
<u>(</u>	35
15. PROPERTY CONDITION UPON CLOSING All personal property including refuse, not included in the pure Property shall be left in neat and clean condition. Lawn shall be utilities transferred into their name on or before the day of clos	or mowed and snow removed. Purchaser shall have all ring.
16. ADDENDA TO THIS PURCHASE AGREEMENT: If non The following documents are addenda to this contract and are:	e, state none. attached and become part of this contract by reference.
none	
17. PURCHASE PRICE The total purchase price is to ba: Onehundred thirty three thous and Six After Earnest Money herein is credited, the remaining balance i	hundred (\$ 133, lacco - ) Dollar s to be paid by Purchaser at closing.
R FYPIDATION	·
This agreement is void if not accepted by the D day of	
9. THE LAWS OF SOUTH DAKOTA GOVERN THIS TRAI 0. TIME IS OF THE ESSENCE	NSACTION
· · · · ·	-1_at <u>/                                   </u>
Purchaser	Purchaser
Address: 154 DAK HILLS YAWFORDS	SO 57028
On this day of	at am pm the forgoing offer is:
Dennis Christensen	Seller
Address:	
THE FOLLOWING IS FOR INFORM	MATIONAL PURPOSES ONLY
Selling Company S	Tangu Huce usy Solling Livensee
L+ C. Ructy Listing Company	Tanya Huce acy Solling Licensee  Dany Larve Breck Listing Licensee

# COUNTEROFFER

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

ALL PARTIES UNDERSTAND: Seller reserves the right to accept any other offer prior to the Purchaser's acceptance of this counteroffer and written acceptance is delivered to seller or Seller's agent.

Counteroffer Number
Purchaser: Neal Anthony
Soller: Dearfield Truck & Equip Ment
In response to the Purchase Agreement dated 7-6-21 for the real property logally described as:  Lot Y Whitefail Run In the SE Yy of NE Yy of Section 16  T93N, R56W of 5th PM IN Yankton Sounty 50.
T93N R56W OF 54MPM IN YONKHON SOUNTY SO.
following counteroffer is hereby submitted:  [Hent 13 Clasing Rate of 8-31-21 and passession to be when Crop harvested  1) Buyers to acknowledge of Appeato Recorded Road Maintenance Agreement  2) Buyers to acknowledge this transaction will be a 1031 Exchange
1) Buyers to acknowledge of Agree to Recorded Road Maintenance Agreemen
2) Buyers to acknowlede this transaction will be a 1031 Exchange
Saler intends to assign this agreement to a qualitied intercess vary
to complete antha Section 1031 Exchange
ALL OTHER TERMS REMAINTHE SAME.  Expiration: This counteroffer is withdrawn immediately upon Seller's written acceptance of any other offer as stated above and otherwise shall expire unless written acceptance is delivered to Seller or Seller's agent by     Observation
Saller Dunis Christinsin Seller
Seller Dunis Christusin Seller  Dated this day of 7/12/2021 , at at
The Undersigned Purchaser  accepts the above counteroffer. (No further seller's signature required)  rejects the above counter offer.  partially accepts the above counter offer, subject to the following change(s) which expires  on theday of
Dotasigneeby
PurchaserPurchaser
Purchasdra automi.  Dated this day of day of 2021 at 2:20 a.m. Sp.m.
The Undersigned Seller
Seller Seller
Dated this day of at at p.m.
Residue to the second s

Lewis and Clark NLS 2018

Variance, Conditional

Fees Paid \$300.00 Use and Rezoning

Application CUP-2021-58

Applicant James A Den

Herder

Created

September 20, 2021

Number CUP-2021-58

09.016.200.100 | Anthony P&L, Inc. (Neal Anthony) |, YANKTON, SD, 57078 Submitted by jdenherder on 9/20/2021



### **Applicant**

James A Den Herder

712-441-1442

blooms@mtcnet.net

Parcel search Completed On 9/20/2021 7:41 PM EST by Anonymous



ParcelID Address City OwnerName Acres 09.016.200.100 YANKTON DEERFIELD TRUCK & EQUIPMENT CO (D) 52.470

Request Information Completed On 9/20/2021 7:53 PM EST by jdenherder

#### Type of Request

Conditional Use

#### Fee

\$300.00

### Reason for Request

We have purchased Lot 4 for the construction of 5A Marine & RV Storage building, as well as outdoor storage. The building will be 40'x2!

List Specific Hardships

# Applicant Information

Are you the owner of the property?
No
Assat Manna
Applicant Name
James A Den Herder
Applicant Address
1531 S Main Ave, Sioux Center, IA 51250
Applicant Phone
712-441-1442
Owner Information
Owner information
Owner Name
Anthony P&L, Inc. (Neal Anthony)
Antilony Fac, inc. (Near Antilony)
Owner Address
21078 Lake Avenue, Le Mars, IA 51031
Owner Phone Number
712-540-1050
Duran auto Information
Property Information
Parcel ID Number
09.016.200.100
Legal Description
SE4 NE4 EXC PARC A&B & EXC LT H-2 & H-3 & NE4 SE4 EXC PARC A&B & EXC TRACTS 1&2 & LTS 7-10 WHITETAIL RUN & EXC TRACT 1
Site Address
City

YANKTON

#### Section-Township-Range

16-93-56

#### **Zoning District**

RT

#### **Zoning Description**

RT

#### **Existing Use of Property**

Farm ground

#### Property Owner Verification of Approval Completed On 10/15/2021 10:13 AM EST by boonkling

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

#### Upload signed document here

denherder.pdf

#### Site Plan Completed On 10/15/2021 10:15 AM EST by boonkling

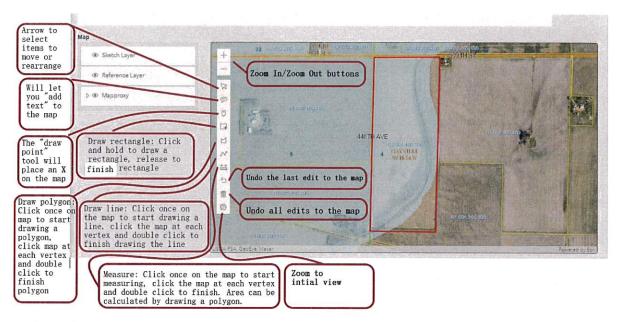
Map - Mark the location of structures and other necessary information.





Describe the location and use of adjacent structures

Upload Site Plan and/or additional plans and documents



Draft Building Permit Completed On 10/15/2021 10:15 AM EST by boonkling
Upload Draft Building Permit 

O

Draft Building Permit Form Completed On 10/15/2021 10:15 AM EST by boonkling

Job Address

#### Legal Description of Construction Site

SE4 NE4 EXC PARC A&B & EXC LT H-2 & H-3 & NE4 SE4 EXC PARC A&B & EXC TRACTS 1&2 & LTS 7-10 WHITETAIL RUN & EXC TRACT 1

#### Owner Name

DEERFIELD TRUCK & EQUIPMENT CO (D)

Owner Address

Owner Phone

Contractor

Contractor Mailing Address

Contractor Phone

Architect or Designer

Architect or Designer Phone

Type and Use of Building

Class of Work

Describe Work

Architect or Designer Mailing Address

Valuation of Work

\$

Generate Draft Building Permit Completed On 10/15/2021 10:15 AM EST by boonkling

Generate Draft Building Permit

Submit Completed On 10/15/2021 10:17 AM EST by boonkling

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

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

#### Applicant Agreement

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

Signature

Date

10/15/2021

Application Submitted Successfully Completed On 10/15/2021 10:18 AM EST by boonkling

Your application has been submitted for review. Thank you.

Please click next at the bottom to continue. Thank you

Planning Review Completed On 10/15/2021 10:19 AM EST by bconkling

Continue with application

Continue

# Describe what the applicant is requesting Applicant wishes to build a self storage warehouse in Lakeside commercial Planning Commission Code Reference Section 1107 Other Planning Commission Code Reference Board of Adjustment Code Reference Section 1107 Other Board of Adjustment Code Reference ® Please confirm the zoning provided by the applicant. If zoning is incorrect, please enter the correct zoning. It is this field that is printed on the final form to avoid applicant/system error. The correct zoning must be entered. Zoning Classification • Lakeside Commercial (LC) Wave Fee Notes • Director Review Completed On 10/15/2021 10:47 AM EST by gvetter Zoning Director Review Approve Payment Completed On 10/15/2021 1:32 PM EST by boonkling Fees Paid VIEW RECEIPT Fee Name Recipient Amount Fee Planning and Zoning \$300.00 Confirmation Data

Check

20308

Payment Method

Confirmation Number

PC Prep Completed On 10/15/2021 2:10 PM EST by boonkling

## **Planning Commission Meeting**

Planning Commission Meeting Date and Time
November 9th 2021, 7:10 pm CDT

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

Additional instructions for PC email

Return the affidavit 8 days prior to the public meeting: undefined

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

Date to send email to applicant

10/25/2021

Upload PC Mailing Labels

Labels.pdf

Upload PC Affidavit of Mailing

3 Mailing affidavit 1320.pdf

Upload PC Notification Letter

Den Herder NOT Letter PC.pdf

Upload PC Newspaper Publication

Legals PC 11-9-2021.pdf

Permit Number

CUP-2021-58

Receipt Number

PC App Form External Notes			
external notes		•	
Documents			
Internal Notes			
internal Notes			
Documents			



252 W. Adams, P.O. Box 399 • Morton, Illinois 61550-0399

Job: Date: Page:

9/22/2021 2 of 10

### **Building #1 Specifications**

Style	Width	Height	Length	Truss Spacing	Roof Pitch	Lower Chord	Peak Height	Soffit Height
306	42'	16' 4"	252'	7'	4/12	0/12	24' 10.5"	17' 7.5"

306 42'x16' 4"x252' (#1) - Building Use: Commercial - Mini Storage

#### Subcontracts

#### Concrete

\* Install Building Floor 5" Thick with #4 Rebar 2'O.C. Sawed and Sealed with Spec-Chem WB Sealer or Equal (10584 S.F.).

\* Install Post and Beam Footings through Overhead Door Openings (18) 12' Drs. (216 LF).

\* Install Exterior Concrete 8'x 252'x 5" Thick with #4 Rebar 2'O.C. with Sawed Control Joints (2016 S.F.).

Note: Footing Concrete is 3,000 PSI Concrete, Ali Other is 4000 PSI Concrete.

#### Overhead Doors

- \* Install (18) 12'-2'" x 14'-0" Raynor S24 Steelform Non Insulated Sectional Steel Door(s), White Exterior and White Interior that Includes:
- \* Bracket Mounted 2" tracks (for Wood Jamb Opening).
- \* Normal Headroom Torsion Spring Hardware with 24" Headroom Requirement.
- \* One Interior Slide Lock.
- \* Four 20 Gauge Trusses.
- \* Doors Configured for Manual Operation.

15-Framing of 42'x16' partitions 8'oc with 4' horizontal steel/labor/materials

#### Site Preparation

- \* Strip Sod and Pile on Site for a 42'x252' Building Site, Includes Finish Grade with Dirt on Site.
- Haul in Approx. 1,600 Yards of Dirt Leveled and Packed for 42' x 262' Building Site.
- \* Supply and Haul Gravel for Approx 3" Base Under Concrete, Approx, 200 Tons, Gravel to be Spread by Concrete Crew,

#### Additional information

#### Foundation

\* Morton Buildings Exclusive Foundation System. Reinforced Precast Concrete Column with an Internal Threaded Adjustment Bracket Set in a Ready-Mix Concrete Footing Set Below Minimum Frost Depth or a Minimum 4'-0" Below Grade. Fastened to a Laminated Wood Column with an Internal Column Connector Bracket, MENP

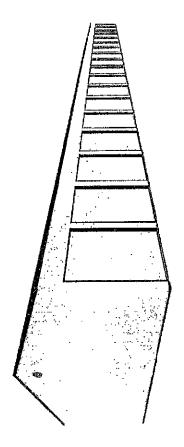
# MORTON BUILDINGS, INC.

Job: Date: Page:

9/22/2021 6 of 10

262 W. Adams, P.O. Box 399 • Morton, Illinois 61550-0399

### 306 42'x16' 4"x252' North and West Walls



### AFFIDAVIT OF MAILING

I, James Den Herder, hereby certify that on the 27th
day of DCHOULC , 20 81 , 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
nocification 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 ATM day of Ottober , 2021.
(Namb)
Affiant
The same of the sa
Subscribed and sworn to before me this 27 day of
October , 20 21.
Was like a second a
LENIA LANGO I
ANNA BOUSEMA TITUT
COMMISSION NUMBER 811803 NOTARY PUBLIC LOVO.
1-10-2024 My commission expires: 7-10-2024

(SEAL)

### **NOTIFICATION**

October 25, 2021

James Den Herder 1531 S Main Ave Sioux Center, IA 51250

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 9th day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota.

Said hearing is to consider the following:

Applicant is requesting a Conditional Use Permit for a self-storage facility in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Four (4), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

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

Sincerely, James Den Herder Petitioner AFFORDABLE SELF-STORAGE 2 LLC (D) ASPS LLC (D) 1505 WEST CITY LIMITS RD

YANKTON SD 57078

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

BRIGHTWAY ELECTRIC LLC (D) 1117 WEST 10 ST YANKTON SD 57078

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

DEERFIELD TRUCK & EQUIPMENT CO (D DOERING, HENRY L (D)

PO BOX 805

LAUREL NE 68745

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 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 (C. KULBEL, THERESA M REV TRUST (D)

4201 WEST 11 ST YANKTON SD 57078

4111 WEST 11 ST YANKTON SD 57078

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

LANGE FAMILY PROTECTION TRUST (D) LANGE FAMILY PROTECTION TRUST (D)

118 LAKESHORE DR YANKTON SD 57078

827 HEMI DR 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

LUTHER, THOMAS R (D)

604 SAWGRASS 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

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

MCALLISTER TO LLC (D) 208 VIOLET DR 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 RE PROPERTIES LLC (D) 316 CAPITOL ST YANKTON SD 57078

802 EASTRIDGE ST NORFOLK NE 68701 ROESLER, MERLIN (D) 109 CEDAR ST YANKTON SD 57078

RYKENS RV PARK INC (D) 31120 435 AVE YANKTON SD 57078

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

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

SCOTT LUKEN FINE ART & (D) 418 LINN ST YANKTON SD 57078

SCS PROPERTY MANAGEMENT CORP (I SD DEPT OF TRANSPORTATION (D) 3702 LEADER LN YANKTON SD 57078

700 E BROADWAY AVE PIERRE SD 57501

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

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

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

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

T&M STORAGE LLC (D) 118 WEST 3 ST YANKTON SD 57078

TJ LAND INC (D) 6627 DUNSMORE RD RAPID CITY SD 57702

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

Submit sealed bids to NorthWestern Energy, Attn: Robert Gehm 3210 Douglas Avenue, Yankton, SD 57078, on or before 3 pm on November 12, 2021, include your name, address, phone number, total Anovember 12, 2011, include your name, accress, phone number, lotal purchase price, type of finenoing, and any contingencies. The top three bidders will be given notice and invited to submit an additional bid. If, a bid is accepted, then the bujer shall pay 10% of the purchase price as earnest mortey with the balance due at closing. Closing and possession will be on or before December 31, 2021. Title insurance and closing costs will be split 50-50 between buyer and seller. All

other closing costs will be spin coord between buyer and seller, all other closing costs will be oustomery for market, NorthWestern Energy reserves the right to reject any and all bids.

An OPEN HOUSE Will be pled October 29th from 2-4 pm. Interested parties are encouraged to inspect the property prior to submitting a

Robert Gehm, Real Estate Representative 3210 Douglas Avenue Yankton, SD 57078

#### Legal and Public 2010 Notices

of this notice, or their claims may be

Claims may be filed with a Personal Representative or may be filed with the Clerk and a copy of the claim inailed to the Personal Representa-

ed this 18th day of October,

Isl Robert W. Klimisch KLIMISCH LAW, P.C. 101 West 2<sup>rd</sup> Street Yankton, SD 57078 (605) 665-9495

Jody Johnson Jody Johnson Clerk of Courts 410 Walmut, Suite 205 Yankton, SD 57078 Published four times at the total ap-proximate cost of \$52.20.

NOTICE OF APPLICATION NO. 8542-3 to Roinstate Water Permit No. 8037-3

Notice is given that Tyler Andersen, 400 S Lincoln St. Centerville SD 57014 has filled an application to re-instate Water Permit No. 8037-3. Persitt No. 8037-3 uppropriates 1.61 from one well to be completed first the Lincoln Westillan. the Upper Vermillion Missouri; South Aquifer (105 feet deep) located in the NW 1/4 NE 1/4 Section 35 ed in the NW 1/4 NB 1/4 Section 35 for Intigation of 103 seres located in the SW 1/4 SB 1/4, SE-1/4 SW 1/4 Section 26 and the NW 1/4 NB 1/4, NB 1/4, NW 1/4 Section 35, all in T96N-R52W. The polynit was approved September 22, 2014 and the product. project was to be completed September 22, 2019 with water be-September 22, 2019 with water being put to beenfitell use by September 22, 2023. Appillegation No. 3542-3 proposes to reinstate Permit No. 8537-3 since the project has not been completed. The applicantifs requesting a diversion rite greater than the statutory limit of 1 cfs per 70 acres. This site is located approximately 1 mile south of Centerville SD.

Application No. 8542-3 to reinstate Permit No. 8037-3 is made pursuant to SDCL 46-2A-8.1 which allows reinstatement of a permit with a new priority, date provided unapprepriated water is available and the construction research to a traction. ed water is available and water to beneficial use was not completed within the five years of approval of the original perinit,

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 8542-3 with qualifications because 1) unappropriated water is available. 29 existing domestic water uses and water rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest as it pertains to matters within the regulatory authority of the Water Management Board. The Chief Engleer's recommendation with qualifications, the application, and staff report are available at hitgs/fanr. 5-dgov/pioblfo or contact Ron Davall for this information, at the Water Rights Program address provided below.

Any person interested in obnesfire appropriated water is available, 2)

Any person interested in opposing this application or recommendation shall allege that the application, upon approval, will cause injury to the person that is unique from any injury suffered by the public in general. injury soffered by the public in gen-cal. The injury must concern in mat-ter other within the regulatory au-thority found in SDCL 46-2A-9 for a spproval or desial of the applica-tion, or other, matter concerning the application within the regulatory au-thority of the beard to act upon as defined by SDCL 46-29 and 46-2-11, or both. Any person meeting-the petitioner requirements and wishing to be a party of record in a coincested case hearing shall file a wither peti-tion, to oppose the application, with DOTH the sublicant and Chief Ruesition to oppose the application with BOTH the applicant and Chief Engi-

#### Legal and Public 2010 Notices

neer. A petition opposing the appli-cation shall be filed on a form pro-vided by the Chief Engineer. The petition form is available online at penton nym is aymtable online al https://dam.sd.gov/public or by con-tacting the Chief Engineer, The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre 5D 57501" or call (605) 773-3352. The applicant's onpnot, Piotre SD 57501° or call (605) 773-3352. The applicant's mailing address is given above. If contesting the Chief Engineer's recommendation', the applicant shell also file a petition. A petition filed by either an interested person or the applicant must be filed by November 8, 2021,

The petition shall include a state-ment describing the unique injury-upon approval of the application on the petitionic, the petitionor's rea-sons for opposing the application, and the name and mailing address of the petitioner or the petitionor's legal counsel, if legal counsel is obtained.

ber 8, 2021.

If the applicant does not contest the recommendation of the Chief Engi-neer and no polition to appose the application is peculed, the Chief Engineer shall act on the application Engineer shall act on the application provision to the "necommendation with no hearing held before the Warter Managelmont Board. If a petition opposing the application or contesting the tecommendation is filed, then a hearing with the schooleded and the Water Management Board will consider this application. Notice of the hearing, will be given, to the applicant and any petson filing a petition.

Published once at the total approximate cost of \$43.07.

#### 10+29&11+5 NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yaukton County, South Dakota, at 7.05 P.M. on the 9th day of November, 2021 at the Yaukton November, 2021 at the Yenkten-County Government Center, Com-missioners - Chambers, 321: West, Third St., Yinkton, Souli, Dakota, Applicant is requesting a Condition-al Uses Pennil for outdoor storage in a Łikiestic Commercial, Digitale per-Anticle, 11 Scotion 1107. Said prop-erty is legally deciribed as Lot Sov-entoen (17), Whitetail Run, in the NEI/14 of the, SBHA of Seption, 16, T93N, R56W of the 5th P.M.; Yank-ton County, South Dakoti ton County, South Dakota

#### NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING.
Notice is hereby given that it public hearing will be held before the Yankton County Planning Commission; Yankton County, South Dakoston, Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakote, Applicant is requesting a Condition—Third St., Yankton, South Dakote, Applicant is requesting a Condition—the Pocifit for a self-storage facility in a Lakeside Commercial District per Article 11. Section 1107.
Sald property is legally described as Lot. Four (4), Whitetai Run, in the BEIM of Section 16, 793N, R56W of the 5th P.M., Yankton County, South Dakota.
Peblished (wides at the total approximate cost of \$22,75.

Nebraska state agencies, Smith said. In addition, partners include tribes, schools, businesses, orga-nizations and individuals.

In her role as a naturalist with South Dakota Game, Fish and Sound Dakota Game, rish and Parks (GF&P), committee member Nancy Teachout has spearheaded Homestead Day planning. The upcoming event will include many of the past favorite activities with protocols for visitor safety, she said

dren."
The school festival looks to return with the same format, according to committee member Mary Ing to committee member Mary Robb. The festival initially crew 125 students but soon exploded in popularity to 546 students from across southeast South Dakota and northeast Nebraska. "We have great programs, and the kids just love it." Robb said. "Sacred Jeant School in Yankton

has been part of it since the begin-

learning experience, he added, in addition, Riverside Park

provides an obstanding setting for the school festival, Smith sai Students and teachers not only learn about the river but do so

rearn about the river but do so right next job. It, je added. "It makes sich a difference when you're seeing and feeling something, like the fish," he said. "It's also important that lidds experience the outdoors and be around others in a social setting."

who come out of three hours on a Saturday niorning and give of their time and effort to clean up the river."

The talk of bringing back the

events provides a major lift, Smith

sgid.
"It feels great to plan for these things," he said. "People really want to return to normal."

Follow @RDockendorf on

# Nepotism

From Page 1.

day after Peters, Noem's daughter, received her,

day after Peters, Notem's daugner, received her, certification.

Months earlier, in July 2020, after Peters had failed an initial assessment of her approach work, it was reported that Bren was brought to the governor's residence in Pietre for a meeting with Noem, Hultman and various staff and attorneys. Peters also was there.

On Trustaga between the form contributions.

On Thursday, hampered from scrutinizing the woman at the center of the issue, the committee instead jumped to questioning Hullman. After various committee members bounced After various committee members bonneed around directly addressing Bren, Sen. Reynold Nesiba, a Sioux Falls Democrat, attempted to directly address any pressure Noem may're applied to Bren In the July 2020 meeting, "Are you aware... of the governor intervening in any other appraisal application in the way that she did with the one involving her family member?" Nesiba asked.

Hultman deflected, suggesting over the Pluming deflected, suggesting over me-years Noem "did intervene in the process." Later, the secretary conceded that a meeting like the one with Noem, Bren, Peters and state Later, the secretary conceded that a meeting like the one with Noem, Bren, Peters and state, government heads was uncommon, but that a plan for Peters for enroll in an education course, and to resubmit appraisals for blind assessment by an outside contractor later that year was already inplace by the July 2020 meeting. Many on the Republican controlled committee seemed polsed to accept Hultman's assertion that Noem only sought to remove red-tape and was on a fact-finding mission about that process when sommoning Bren to her official residence in a meeting. Asked by Nesliga about Peters' role in the July meeting, Hultman responded, "I believe that somebody who is going through the process, regardless of who they are, would have insight into how the process works."

Sen, David Wheeler, R-Huron, similarly sought to underscore that Bren played no role in scoring Peters' intital round of submitted appraisals, which did not receive passing marks. "Welve all tryingt means a deal art of this."

praisals, which did not receive passing mark.
"[W]e're all trying to make a deal out of it
meeting, but there wasn't an opportunity for

Sherry Bren to approve or deny this applica-tion, said Wheeler.

Then rep. Linda Dubo, D. Stoux Falls, asked to "move ahead four months," to the Decem-ber forced retirement, Hultman declined to

elaborate.
"I'm not able to address anything to the personnel issues," Hulman said.

An entail to attorney Reinsch Irom Forum News Service requesting information on his client's no-show was not returned. In later testimony by Sandra Gresch, president of the Professional Appraisers Association of South Dakota, lawmakers sought to understand the basher Service of the Professional of the Professional Company of the Profes whether Bren would've approved some of the streamlining approaches sought by realty ap-praisers to uncork the pipeline of commercial and residential appraisers in the market,

"I believe I cannot answer that," Gresch replied. "That would be a question that Ms. Bren would have to answer

Christopher Vondrucely is the South Dabota correspondent for Forum News Service, Contact Vondrocek at coondracek@forumcomin.com, or follow him on Twitter: @ChrisVondracek.

# **LCBHS**

From Page 1

facility would include a separate receiving area for children for up to 23 hours, a de-escalation area receiving adults for part of one day, and residential crisis stabiliza-tion area with six individual rooms with beds for crisis stabiliza-tion and detox. The facility also includes a sobering area and a swing room, which could double

swing room, which could couple
as a sobering area for women.
"The crists area is connected
with our inpatient substance use
treatment area," Stanage said.
"We could not do the crists care without the inpatient substance use treatment because we would not have the stall to otherwise

not have the staff to officerwise support. It. The support of the

Also, the two crisis care heris Also, the two crisis-care bets are located in the old Sacred Heart. Hospitat. To expand that, LCBHS would be looking at the older part of the building that woulding meet any life-safety codes, Standags said, The proposed facility would cost about \$6 million and could be said of the control of the could be said of the could be said.

The proposed achilty would cost about \$6 million and could be part of the capital expenditures, that the state makes to create the adequate regional health care facilities it will need, he said.

"At the last session, the legislature gave \$46 million to Minnehaba County and 38 or so, to Prantington County to establish brick-and-motiar crisis care facilities," Stanage told the Press & Datoton. "In asking them to do the same for Yankton."

LCBHS did not ask the legislature to limid the attached in-patient substance use treatment facility, which could begin construction in the spring, elegending on low soon the various pieces come together, Stanage said.
"The Diggest Issue we have light now is that we don't have the space," he said. "We're just thaile to meet the current demand for those services."

to meet the current demand for those services." In 2021, LCBHS served 4,425

in 2021, LABITS served 4,425 unduplicated patients. In that time, its 24-hour crists line took 691 calls, with 491 resulting in a face to face evaluation by a mental health professional and 335 made.

by individuals who were already on a mental health hold, his said. Cases that cannot be stabilized within three days go to HSC in preparation for a required mental health hearing, Stanage said.



Stanage

102

sions to HSC from 2018–2020 Include: Min-nehaha — 390, Yankton — 319, Beadle — 114 and Davison —

Yankton County is the second-highest county in terms of number of admissions behind Minnehaha," he said. "If you throw in just Clay and Charles Mix Countles, then you're really looking at numbers that exceed Minneliaha County and far exceed Pennington

To have an impact on the number of cases sent to HSC, Yankton needs a facility to handle crisis care and stabilization for the

need more long term care, you can make a pretty strong case that it makes a lot of sense to de something in our community for appropriate regional care.



southeast South-CROSSWORD Dakota with the highest admis-By THOMAS JOSEPH ACROSS

1 Halloween fliers 5 Laments · Nora's Joudly. dog .

Lavignè 11 Tennyson's - Arden" 13 Poker action

14 Messing

on TV

ending

abundance

21 Wandered

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abbr.

20 Portly

23 Blood

color 24 Hotel

feature

Abbr.

27 Whirled

29 Spoil

30 Memory

35 Frighten

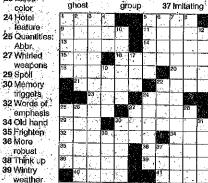
36 More robust 38 Think up 39 Wintry weather

15 Series-16 Stockpiles 18 Gains in

shorter term, Stanage said. The facility would also help relieve some of the choke points refleve storte of the choke points in the current way mental health crises are handled resulting in getting people in mental health crises in a proportific held health crises the appropriate held health crises up emergency department and police time and laif cells. If your goal is to preserve HSC for those individuals who mend under long terminary indi-



10 Not 26 Oldest ownéd 3 Does a Brady Halloween 12 Rashness daughter 27 Lingerle activity 17 Central 19 Times 4 Blos buy 28 Parada. sibling for: 5 Car typè preparasite 30 Hammer 6 Low bills tion . 7 Does a 22 Peaceful ends Halloween 24 Some. 31 in a way, activity diner: informally . 8 React seating 33 Stage to a 25 "Witness" item 37 Imitating group



AXYDLBAAXR is LONGFELLOW

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different, 10-29 CRYPTOQUOTE

GJH GJHNRPWC UR IHLE UR UQGAJMG VQ YEP POYVNP HQVBPNRP MPRPNBP

WJBP UQM UCCPLYVJQ.

RJHNLP HQSQJKQ Yesterday's Cryptoquote: TO HAVE COURAGE FOR WHATEVER COMES IN LIFE - EVERYTHING LIES IN THAT — SAINT TERESA OF AVILA 6 2018 King Frentore Syndicate, Inc.



See the upcoming guest schedule at Lynta 450 com

# Yankton County, South Dakota

Payment number Date paid Payment method Receipt

20308 October 15, 2021 01:32 PM Check

Paid by James A Den Herder blooms@mtcnet.net

# \$300.00 paid on October 15, 2021

Variance, Conditional Use and Rezoning Application			
Application ID: CUP-2021-58			
Description	Amount		
Fee	\$300.00		

#### 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 9<sup>th</sup> day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for outdoor storage in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Seventeen (17), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

#### NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held before the Yankton County Planning Commission, Yankton County, South Dakota, at 7:10 P.M. on the 9<sup>th</sup> day of November, 2021 at the Yankton County Government Center, Commissioners Chambers, 321 West Third St., Yankton, South Dakota. Applicant is requesting a Conditional Use Permit for a self-storage facility in a Lakeside Commercial District per Article 11 Section 1107. Said property is legally described as Lot Four (4), Whitetail Run, in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

# Yankton County Planning Commission Yankton County Board of Adjustment

Date filed: 10/28/2021

District type: ☐ AG ☐ R1-Low ☐ R2-Moderate ☐ R3-High ☐ C-Comm.  ☐ LC - Lakeside Commercial ☐ RT-Rural Transitional ☐ PUD - Planned Unit Development  Variance needed: ☐ Section 705 ☐ Section 715 ☐ Section 805 ☐ Other 605  North Side/ Yard lot line: feet or no closer than feet to the lot line.
□LC - Lakeside Commercial       □RT-Rural Transitional       □PUD - Planned Unit Development         □Section 513       □ Section 515       □Section 705       □Section 715       □Section 805         □ Other 605       □Other 605    North Side/ Yard lot line: feet or no closer than feet to the lot line.
Section 513 Section 515 Section 705 Section 715 Section 803  Other 605  North Side/ Yard lot line: feet or no closer than feet to the lot line.
North Side/ Yard lot line: feet or no closer than feet to the lot line.
g d t
East Side / Yard lot line: feet or no closer than feet to thelot line.
South Side / Yard lot line:feet or no closer thanfeet to thelot line.
West Side / Yard lot linefeet or no closer than feet to thelot line.
Accessory Building Size allowed:
Proposed building size:
Proposed sidewall height:
Affects Section:

Plat of Lots 2, 3, 4, 5, 7, 8, 9, and 10, Lake Forest Estates, in the W1/2 and in the S1/2 of the SE1/4, All in Section 16, T93N, R57W of the 5<sup>th</sup> P.M., Yankton County, South Dakota

Planning Commission date: 11-4.2021

Board of Adjustment date: 11-16-2021

Time: Time:

<u>Please Check Plat Type:</u>				
☐ Final ☐ Amended ☐ Preliminary ☐ Revision				
Development Information				
Plat Name: Plat of Lots 2, 3, 4, 5, 7, 8, 9, and				
Section No: 16 Township No: 93				
Range: 57 Number of Lots/Tracts: 8				
Number of Acres: 146.28				
How is the property currently being used? Planned Unit Development				
What is the proposed use of the property?  Planned unit Development				
Surveyor/Engineer Information				
Firm Name: Brandt Land Surveying				
Address:   City: Yankton   State: SD   Zip 57078   Contact Person:   jack Brandt   Phone: 6056658455				
Property Owner Information				
Name: Karl Schenk Address: 44352 308 St City: Mission Hill State; SD Zip; 57046 Contact person: Jack Brandt If the property owner is represented by an authorized agent, please provide the following: Agents's name: Agents Title;				

You must provide the following:
The Yankton County Zoning Ordinance requires minimum lot
sizes.
1.Does this lot/tract conform? XYes \( \subseteq No
2. What is/are the lot size(s) 20 Acres plus
3. Is this (plat) an existing farmstead? \( \subseteq \hat{Y} \text{es} \) \( \subseteq \subseteq \text{No} \)
4. If a farmstead, how many acres are surrounding it?
5. The Yankton County Zoning Ordinance requires a variance from
minimum lot sizes. Are you willing to apply for the variance, if
necessary? X Yes No
6. Is this property to have construction on it? X Yes No
If yes: Single Family Dwellings
If yes: Single Family Dwellings Name, address and phone number of contractor(s)
Owner certification
This is to certify that Karl Schenk
the undersigned is/are the sole owner(s) of the property described
above on the date of this application, and that I/we have read and
understand Section 207 of the Yankton county Zoning Ordinance.
Key Sla
Owner Signature
Owner Signature
Onno ognano
This is to certify that
acting by and through the undersigned, its duly authorized agent
is/are the sole owner(s) of the property described above on the date
of this application, and that I have read and understand Section 207
of the Yankton County Zoning Ordinance.
Agent Signature
71 1 000 77 0 1 71 1 0

Planning Office Use Only: Planning Commission Date:

County Commission Date:

Some plats of subdivisions and additions may require a Perpetual Road Maintenance Agreement prior to consideration.

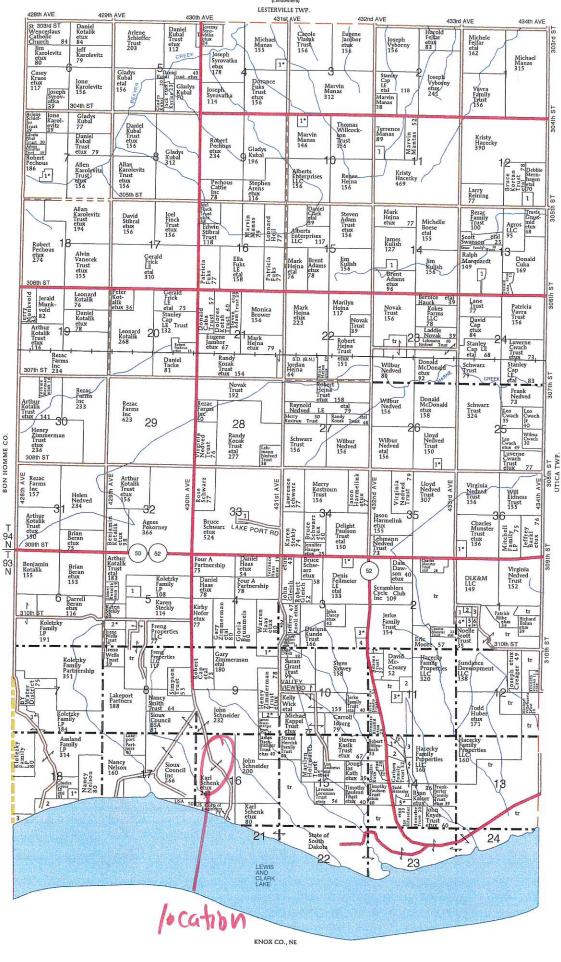
# YANKTON COUNTY PLANNING

## PLAT APPROVAL CHECKLIST

In order to insure prompt approval of your plat, please follow these steps:

IX Plat has been approved by the City of Yankton, if within the ETJ or 3 mile buffer

ZOI	6(
☒ 1.	All required signatures notarized (owner(s), surveyor)?
፟ 2.	Taxes paid at County Treasures?
区 3.	County Treasurer's signature?
IX 4.	Ownership verified by Director of Equalization and signed?
፟ 5.	Street authority signature (DOT, Highway, Township)?
<b>Ž</b> 6.	\$100.00 Fee Paid at Zoning Office?
Ž 7.	Plat has been scheduled/approved by the Yankton County Planning Commission?
□ 8.	County Planning Commission Chair signature?
□ 9.	Plat has been scheduled/approved by the Yankton County Board of County Commissioners?
⊐ 10.	County Commission Chairs signature?
□ 11.	County Auditor's signature?
□ 12.	Plat has been filed with the Register of Deeds?
	ng Commission date: 11/09/2021 of Adjustment date: 11/16/2021



ZISKOV TOWNSHIP

- SECTION 1S 1. Barth, Chad 9
- Fischer, Katrina 5
   Gause, Janell 5
- 4. Taylor, Lynn etux 9
- Scott, Bjaye etux 5
   Kramer, Francis etal 5
- SECTION 3S 1. Ausdemore, Robert etal
- 2. Haas, Warren etux 10
- Mueller, James etux 8
   Kunde, Darlene 8
- SECTION 4N 1. Hoffman, RC etux 10
- SECTION 5N
- Polish Catholic Congregation 9 SECTION 5S
- 1. Willsie, Carol 11 2. Sedlacek, Kenneth etux

#### SECTION 7N

Pechous, Robert etux
 10

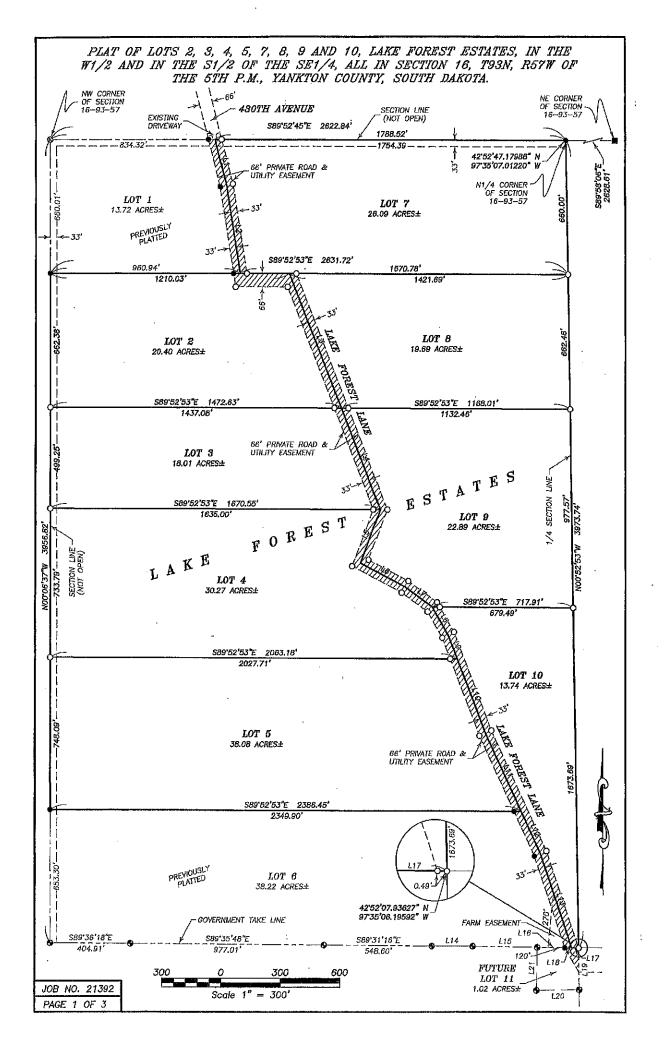
#### SECTION 7S

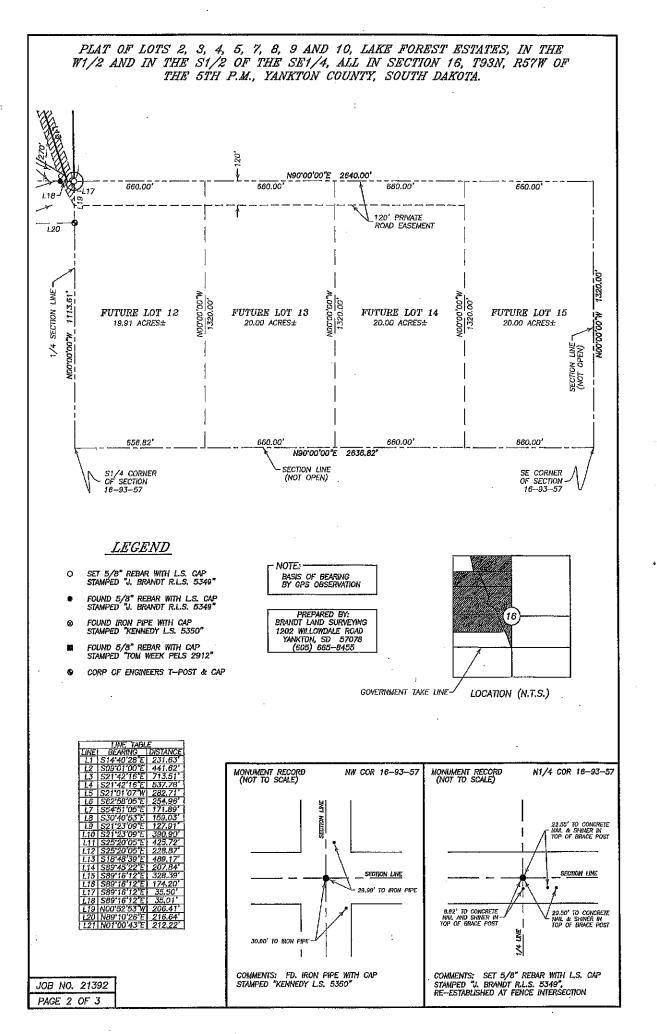
- 1. Koletzky, lone etal 17
- SECTION 9S 1. Jungemann, Jerry etux
- 15 2. Wostrel, Eldon etux 15
- SECTION 10N
- 1. Manas, Terence etux 10 SECTION 11N
- 1. Cap, Daniel 11
- SECTION 11S 1. Haberman, Adam etux
- Konopasek Family Trust
   10
- 3. Lyons, Sean etal 10 <u>SECTION 12N</u> 1. Hejna, Marilyn 9
- SECTION 13N 1. Manas, Dylan 6
- SECTION 14N
- Sudbeck, Charlene 12
   SECTION 148
   Peterson, Corey etal 9
- 2. Feimer Family Protection Trust 9
- Colby, David 13
- 4. VanDeKop, Dale etux 10
  5. Henseler, Kevin etux 9
  SECTION 188
- 1. Lynch, Daniel etux 9
- State of South Dakota Game Fish & Parks 66
- 3. Yonke Trust, Mark 5
  SECTION 26

  1. Martin, Nathan etux 6
  SECTION 33

- St Wenceslaus Roman Catholic Church 10
- SECTION 36
- 1. Koletzky, David etux 8







# PLAT OF LOTS 2, 3, 4, 5, 7, 8, 9 AND 10, LAKE FOREST ESTATES, IN THE W1/2 AND IN THE S1/2 OF THE SE1/4, ALL IN SECTION 16, T93N, R57W OF THE 5TH P.M., 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\_\_\_\_.

REGISTER OF DEEDS

#### 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 PLAT OF LOTS 2, 3, 4, 5, 7, 8, 9 AND 10, LAKE FOREST ESTATES, IN THE W1/2 AND IN THE \$1/2 OF THE SE1/4, ALL IN SECTION 16, 193N, REFUW 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 25TH DAY OF OCTOBER, 2021.



BRANDT	CHAIRMAN, COUNTY COMMISSIONERS
JOHN L. BRANDT REG. NO. 5349	), 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,
<u>OWNER'S CERTIFICATE</u>	SOUTH DAKOTA, AT THE REGULAR MEETING ON THE DAY OF
WE, KARL M. SCHENK AND NANCY P. SCHENK, 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 PLATTING AND MARKING, AND TRANSFER. WE ALSO CERTIFY THAT THE DEVELOPMENT OF THIS LAND SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION AND FEDILATION CONTROL DECINATIONS.	, 20,
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 HEREBY GRANT THE FARM EASEMENT AND THE PRIVATE ROAD AND UTILITY EASEMENTS AS SHOWN ON THIS PLAT.	COUNTY AUDITOR
	APPROVAL OF HIGHWAY AUTHORITY
DATED THIS, DAY OF, 20	STATE OF SOUTH DAKOTA COUNTY OF YANKTON
KARL M. SCHENK	ACCESS TO 430TH AVENUE 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 70:08:01:02.
NANCY P. SCHENK	HIGHWAY OR STREET AUTHORITY
STATE OF	COUNTY TREASURER'S CERTIFICATE
COUNTY OF	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
ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND WHO ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR PURPOSES THEREIN CONTAINED.	MY OFFICE ON THE DAY OF, 20, HAVE BEEN PAID IN FULL.
MY COMMISSION EXPIRES NOTARY PUBLIC	COUNTY TREASURER
COUNTY PLANNING COMMISSION	DIRECTOR OF EQUALIZATION
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.	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.
DATED THIS DAY OF , 20	DIRECTOR OF EQUALIZATION
CHAIRMAN, PLANNING COMMISSION	REGISTER OF DEEDS
	FILED FOR RECORD THIS DAY OF , 20 ,
	ATO'CLOCKM., AND RECORDED IN BOOK OF
	PLATS ON PAGE
	<del></del>

JOB NO. 21392

PAGE 3 OF 3

Plat Approval

Application 17590

Fees Paid \$100.00

Applicant

Created

Bill Testing

October 25, 2021

Number 17590 Final | Plat of Lots 2, 3, 4, 5, 7, 8, 9, and 10, Lake Forest Estates, in the W1/2 and in the S1/2 of the SE1/4, All in Section 16, T93N, R57W of the 5th P.M., Yankton County, South Dakota | Karl Schenk | 44352 308 St | 13.016.400.600 Submitted by BillTesting on

10/25/2021



146.280

### **Applicant**

Bill Testing

test@test.com

Parcel search Completed On 10/25/2021 10:38 AM EST by boonkling



Address City ParcelID OwnerName Acres

13.016.400.600 YANKTON SCHENK, KARL M (D) || SCHENK, NANCY P (D)

Requested Information Completed On 10/25/2021 10:44 AM EST by boonkling

Fee

\$100.00

Plat Type

Final

**Development Information** 

Plat Name

Plat of Lots 2, 3, 4, 5, 7, 8, 9, and 10, Lake Forest Estates, in the W1/2 and in the S1/2 of the SE1/4, All in Section 16, T93N, R57W of 5th P.M., Yankton County, South Dakota	the
	25.
Section No:	
16	
Township No:	
93	
Range	
57	
Ni mahay af Lata / Transa	
Number of Lots/Tracts	
8	
Number of Acres	
146.28	
How is this property currently being used?	
Planned Unit Development	
INhat la the year and year of the manual of	
What is the proposed use of the property?	
Planned unit Development	
	25
Surveyor/Engineer Information	
Firm Name	
Brandt Land Surveying	
· ·	
Address	
1202 Willowdale Dr	
City	
Yankton	

Ζlp

State SD

What is/are the lot size(s)

Contact Person
jack Brandt
Phone
6056658455
Property Owner Information
Owner Name
Karl Schenk
Address
44352 308 St
City
Mission Hill
State
SD
Zip
57046
Owner Phone
6056658455
Contact Person
Jack Brandt
If the property owner is represented by an authorized agent, please provide the following:
, , , , , , , , , , , , , , , , , , , ,
Agent's name
Agent's Title
Plat Information
Does this lot/tract conform with Yankton County Zoning Ordinance required minimum lot sizes?
Yes

20 Acres plus
Is this plat an existing farmstead No
If a farmstead, how may acres are surrounding it
The Yankton County Zoning Ordinance requires a variance from minimum lot sizes. Are you willing to apply for the variance, if necessary?  Yes
Is this property to have construction on it Yes
If Yes:
Single Family Dwellings  Construction contractors Name, Address, and phone number (If applicabale)
Plat Approval Items Completed On 10/28/2021 9:24 AM EST by boonkling
In order to insure prompt approval of your plat, please complete the following steps before submitting your application

Upload Copy of Plat

lake forest lane.pdf

Plat Approval Applicant Checklist 10

Plat has been approved by the City of Yankton, if within the ETJ or 3 mile buffer zone?

All required signatures notarized (owner(s), surveyor)?

Taxes paid at County Treasures?

County Treasurer's signature?

Submit Application Completed On 10/28/2021 9:24 AM EST by boonkling

**Owner Certification** 

Owner(s)

Karl Schenk

This is to certify that the aforementioned owner(s) undersigned is/are the sole owner(s) of the property described above on the date of this application, and that I/we have read and understand Section207 of the Yankton County Zoning Ordinance.

Owner Signature

#### Owner Signature

If represented by an Agent, please provide name and signature below

#### Agent Name

This is to certify that (Agent) acting by and through the undersigned, its duly authorized agent is/are the sole owner(s) of the property described above on the date of this application, and that I have read and understood Section207 of the Yankton County Zoning Ordinance.

#### Agent Signature

Payment Completed On 10/28/2021 9:25 AM EST by boonkling

#### Face Datal

### Fees Paid

VIEW RECEIPT

Fee Name	Recipient	Amount
Fee	Planning and Zoning	\$100.00

#### **Confirmation Data**

Payment Method	Check
Confirmation Number	4129
entropy and the second of the	 
Amount Paid	\$100.00

Planning Commission Review Completed On 10/28/2021 9:26 AM EST by boonkling

### Plat Approval Planning Commission Checklist

#### Please follow these steps:

Plat has been approved by the City of Yankton, if within the ETJ or 3 mile buffer zone?

All required signatures notarized (owner(s), surveyor)?

Taxes paid at County Treasures?

County Treasure's signature?

Ownership verified by Director of Equalization and signed?

Street authority signature (DOT, Highway, Township)?

\$100.00 Fee Paid at Zoning Office?

Plat has been scheduled/approved by the Yankton County Planning Commission?

#### Planning Commission date:

11/09/2021

Plat Approval Application (Planning Commission) Completed On 10/28/2021 9:26 AM EST by boonkling

Plat Approval Application External Notes	(Planning Commission)		
Documents			
Internal Notes			
Documents		 	

}

# Yankton County, South Dakota

Payment number Date paid Payment method

# Receipt

4129 October 28, 2021 09:25 AM Check

Paid by Bill Testing test@test.com

# \$100.00 paid on October 28, 2021

Plat Approval Application  Application ID: 17590		
Description	Amount	******
Fee	\$100,00	(Lentin d