

MEETING (ENTITY): PLANNING COMMISSION REGULAR OR SPECIAL MEETING: REGULAR
DATE: 7/14/20 TIME: 7PM LOCATION: COMMISSION CHAMBERS

STAFF ATTENDANCE: ATKINSON, VETTER

ROLL CALL: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

APPROVAL OF MINUTES: MOTION BY: Healy SECOND BY: Harens

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

APPROVAL OF AGENDA: MOTION BY: Healy SECOND BY: Harens

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

Will proceed with agenda as is, stopping any Article 5 discussion at 7:15 to proceed with agenda and continue Article 5 discussion after other agenda items

Conflict of Interest: None

AGENDA ITEM: Possible recommendation of proposed amendments to Yankton County Ordinance 20 Article 5 Agricultural District.

ADDRESS/LEGAL: _____

COMMENTS: _____

PUBLIC COMMENT: _____

MOTION: Postpone until the conclusion of the Jim By Variance & Plat

APPROVAL: MOTION BY: Healy SECOND BY: Hansen

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

7-2; Michael and Williams vote nay

AGENDA ITEM: **P.R. Olson III – Conditional Use Permit**

ADDRESS/LEGAL: Wubben’s Second Addition in the NW1/4 of Section 6 T93N R56W of the 5th P.M., and in Government Lots 1 and 2 of the SW1/4 of Section 31, T94N, R56W, of the 5th P.M., Yankton County South Dakota less Lot H1 and Lot H1 and H2, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 Address is 43425 SD Hwy 50, Yankton, SD

COMMENTS: _____

MOTION: Move to accept

APPROVAL: MOTION BY: Harens SECOND BY: Williams

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
9-0

AGENDA ITEM: **Shawny Schiltz (Tacke) – Variance**
ADDRESS/LEGAL: Proposed Shawny’s Addition, in the SE1/4 of the SE1/4 of Section 22, T96N, R56W of the 5th P.M., Yankton County, South Dakota hereinafter referred to as Jamesville Township, County of Yankton, State of South Dakota.
COMMENTS: Tony Sees spoke for applicant

MOTION: Move approval of variance request

APPROVAL: MOTION BY: Klimisch SECOND BY: Harens
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
9-0

AGENDA ITEM: **Shawny Schiltz (Tacke) – Plat**
ADDRESS/LEGAL: Proposed Shawny’s Addition, in the SE1/4 of the SE1/4 of Section 22, T96N, R56W of the 5th P.M., Yankton County, South Dakota hereinafter referred to as Jamesville Township, County of Yankton, State of South Dakota.
COMMENTS:

MOTION: Move approval of Shawny Schiltz plat

APPROVAL: MOTION BY: Healy SECOND BY: Klimisch
FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
9-0

AGENDA ITEM: **Scott Walter – Conditional Use Permit**
ADDRESS/LEGAL: Lot 2, Block 2, Pioneer Hills Addition of Section 17, T93N, R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 153 Clark Trail, Yankton, South Dakota.
COMMENTS:

MOTION: Move to accept

APPROVAL: MOTION BY: Harens SECOND BY: Healy
FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: **Neal Lange – Conditional Use Permit**

ADDRESS/LEGAL: E1/2 W1/2 N1/2 NW1/4 except the N 690' thereof and further excepting highway right-of-way of Section 15, T93N, R56W of the 5th P.M., Yankton County, South Dakota, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is TBD West 8th St, Yankton, South Dakota.

COMMENTS:

MOTION: Approval of this conditional use permit with a 3 year time limit on building the fence and trees and to include no year-round residents

APPROVAL: MOTION BY: Williams SECOND BY: Klimisch

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

9-0

AGENDA ITEM: **Jim Bye – Variance**

ADDRESS/LEGAL: Proposed Jim Bye Tract 1 being the N390.46' of the E390.46' of the NE1/4 of the NE1/4 of Section 27, T93N, R54W of the 5th P.M., Yankton County, South Dakota hereinafter referred to as Gayville Township, County of Yankton, State of South Dakota. The E911 address is TBD 450th Ave, Gayville, South Dakota.

COMMENTS:

MOTION: Motion to approve this variance

APPROVAL: MOTION BY: Klimisch SECOND BY: Hevle

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

8-1; Healy vote nay

AGENDA ITEM: **Jim Bye – Plat**

ADDRESS/LEGAL: Proposed Jim Bye Tract 1 being the N390.46' of the E390.46' of the NE1/4 of the NE1/4 of Section 27, T93N, R54W of the 5th P.M., Yankton County, South Dakota hereinafter referred to as Gayville Township, County of Yankton, State of South Dakota. The E911 address is TBD 450th Ave, Gayville, South Dakota.

COMMENTS:

MOTION: So move

APPROVAL: MOTION BY: Harens SECOND BY: Klimisch

PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
8-1; Healy vote nay

AGENDA ITEM: Motion to take a five minute break Klimisch Second: Williams
**Possible recommendation of proposed amendments to Yankton County Ordinance 20 Article 5
Agricultural District.**

ADDRESS/LEGAL: _____
COMMENTS: _____

PUBLIC COMMENT: Mike Schurman
Paige Herrig
Jim Petrik
Garrett Kotalik
Karl Schenk II
Trevor Hansen
Kevin Huber
Dale Knode
Mary Jo Bauder
Sandy Williams
Louis Johnson
Bruce Heirigs
Brandon Van Osdel

MOTION: Move to accept amendments to Section 519 under AFO definitions

APPROVAL: MOTION BY: Harens SECOND BY: Hansen

FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
9-0

AGENDA ITEM: **Possible recommendation of proposed amendments to Yankton County Ordinance 20 Article 5
Agricultural District.**

ADDRESS/LEGAL: _____
COMMENTS: Section 519 #9A - add language to state the plan is contingent on approval of permit

PUBLIC COMMENT: _____

MOTION: Motion under proposed changes to 519 9A move to have verbiage "specific to the applicable permit application" in the sentence that ends" completed prior to county permit application"

APPROVAL: MOTION BY: Healy SECOND BY: Harens

FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

9-0

AGENDA ITEM: **Possible recommendation of proposed amendments to Yankton County Ordinance 20 Article 5 Agricultural District.**

ADDRESS/LEGAL:
COMMENTS:

PUBLIC
COMMENT:

MOTION: Move we recommend Article 5 to County Commission with changes

APPROVAL: MOTION BY: Harens SECOND BY: Hevle
FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS
7-2; Williams and Healy vote nay

Motion for 5 minute break Klimisch

AGENDA ITEM: Plat of Lot 7 in Baycliffe Estates, Located in the W1/2 of the South 12.91 Acres of the S1/2 of the SW1/4 of Section 7 and in the W1/2 of the W1/2 of Section 18 lying north of Highway 52 except platted areas known as Tramp’s 7th Addition, and except Lots 1 and 2 of Parcel A and further excepting Parcels B and C, McVay Addition, all being in T93N, R56W, of the 5th PM, Yankton County, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Move approval of plat

APPROVAL: MOTION BY: Klimisch SECOND BY: Harens
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: Plat of Lots 53 and 54, Crestview Homes Subdivision in the NE1/4 of Section 21, T93N, R56W of the 5th PM, Yankton, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Move approval

APPROVAL: MOTION BY: Healy SECOND BY: Klimisch
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: Lots 1 and 2 of Pyn Addition in the SW1/4 of the SE1/4 of Section 6, T95N, R54W, of the 5th PM,
Yankton County, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Move to accept

APPROVAL: MOTION BY: Harens SECOND BY: Healy
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: Plat of Lots 28 and 29 Crestview Homes Subdivision in the NE1/4 of Section 21, T93N, R56W of the
5th PM, Yankton, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Move approval

APPROVAL: MOTION BY: Klimisch SECOND BY: Healy
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: Re-Plat of Kaufman Tract 2 Except for Smidt Addition, Lot 1 of Kaufman Tract 2, and that portion of
Kaufman Tract 1, all being in the N1/2, NE1/4 of Section 15, T93N, R57W of the 5th P.M., now to be
known as Kasik's Addition in the N1/2, NE1/4 of Section 15, T93N, R57W of the 5th P.M., Yankton
County, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Motion to approve

APPROVAL: MOTION BY: Klimisch SECOND BY: Harens
PLANNING: FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

AGENDA ITEM: Plat of Lot 20 in Baycliffe Estates, Located in the W1/2 of the South 12.91 Acres of the S1/2 of the SW1/4 of Section 7 and in the W1/2 of the W1/2 of Section 18 lying north of Highway 52 except platted areas known as Tramp's 7th Addition, and except Lots 1 and 2 of Parcel A and further excepting Parcels B and C, McVay Addition, all being in T93N, R56W, of the 5th PM, Yankton County, South Dakota

ADDRESS/LEGAL:
COMMENTS:

MOTION: Move to accept

APPROVAL: MOTION BY: Harens SECOND BY: Klimisch
FRENG HANSEN HEVLE KLIMISCH MICHAEL SCHULTZ WILLIAMS HEALY HARENS

Public Comment: Sandy Williams
Shon Whitwood
Mary Jo Bauder

Adjourn: Williams Second: Healy