

Minutes of Yankton County Planning and Zoning Meeting on **10/4/2019**

The Meeting was called to order by Chair Kristi Schultz at 6:00 pm. Members present were Dan Klimisch, Joe Healy, Donna Freng, John Harper, Greg Hansen, Dennis Michael and Kristi Schultz. Zane Williams arrived at approximately 6:08.

The agenda was approved and Joe Healy declared a conflict of interest on the John Gunderson case.

There was much discussion on each case, including the fact that all of the applicants on the agenda had the opportunity to follow a path set by the Yankton County Commission to receive an extension on their CUP and building permits, yet none of the applicants with expired permits availed themselves of that opportunity. All applicants were notified by the Yankton County Zoning office that their permits were either expired or invalid, and that no significant construction had begun on the property, and were informed by the Yankton County Zoning Office that no further construction was allowed until they resolved the issue by obtaining a valid permit. These applicants spoke with the Zoning office regarding these issues. None of the applicants attended the special Planning and Zoning meeting on October 4th, 2019.

The evidence was studied and discussed at length. The decisions are as follows:

Josh Johnson CUP permit #3485 and building permit #3430

Motion by Donna Freng, second by Dan Klimisch to declare the CUP permit #3485 and building Permit #3430 cancelled and issue a Stop Order to cease all construction immediately.

Roll call vote: 6 Yes votes - Dan Klimisch, Joe Healy, Donna Freng, John Harper, Greg Hansen and Kristi Schultz 2 Abstain votes Zane Williams and Dennis Michael

Motion carried

Jay Cutts complaint regarding improper storage and removal of dead pigs. Dead pigs were photographed in a pile outside of the hog confinement building. The Zoning board agreed that this was a legitimate complaint and that the issue has now been resolved. Zoning ordinance 519, section 10b was cited.

Vote to list as an official complaint, now resolved.

Roll call vote: 6 Yes votes - Dan Klimisch, Joe Healy, Donna Freng, John Harper, Greg Hansen and Kristi Schultz 2 Abstain votes Zane Williams and Dennis Michael

Motion carried

Jay Cutts complaint regarding an expired CUP permit #3090 and expired building permit #3405

Motion by Dan Klimisch and second by Donna Freng to revoke CUP permit #3090 and building permit # 3405 and issue a Stop Order to cease all construction effective immediately.

Roll call vote: 6 Yes votes - Dan Klimisch, Joe Healy, Donna Freng, John Harper, Greg Hansen and Kristi Schultz 2 Abstain votes Zane Williams and Dennis Michael

Motion carried

Schenk complaint regarding an expired CUP permit #3394 and expired building permit #3428

Motion by Donna Freng and second by Kristi Schultz to revoke CUP permit #3394 and building permit #3428 and issue a Stop Order to cease all construction effective immediately.

Roll call vote: 4 Yes votes - Dan Klimisch, Donna Freng, John Harper and Kristi Schultz
1 No vote – Joe Healy 3 Abstain votes - Zane Williams, Dennis Michael and Greg Hansen

Motion carried

Schenk complaint regarding an expired CUP permit #3350 and expired building permit #3429

Motion by Donna Freng and second by Kristi Schultz to revoke CUP permit #3350 and building permit #3429 and issue a Stop Order to cease all construction effective immediately.

Roll call vote: 4 Yes votes - Dan Klimisch, Donna Freng, John Harper and Kristi Schultz
1 No vote – Joe Healy 3 Abstain votes - Zane Williams, Dennis Michael and Greg Hansen

Motion carried

John Gunderson complaint of an invalid CUP permit #3077, violation of Ordinance 519 section 4 A

Motion by Donna Freng and second by John Harper to revoke CUP permit #3350 and issue a Stop Order to cease all construction effective immediately.

Roll call vote: 5 Yes votes - Dan Klimisch, Donna Freng, John Harper, Kristi Schultz, Greg Hansen
1 Recused – Joe Healy 2 Abstain votes - Zane Williams, Dennis Michael

Motion carried

Public comment was then taken and the meeting adjourned Motion: Michael Second: Williams
at approximately 10: 20 pm