

# MARSHALL COUNTY PLANNING & ZONING COMMISSION

## Proposed Agenda

Regular Scheduled Meeting

April 12, 2022– 9:00 AM

Marshall County Courthouse, Commissioners Chambers

- I. Call to Order
- II. Roll Call
- III. Approval of Agenda
- IV. Review & Approval of Minutes from March 29, 2022
- V. Matters for Board Discussion
- VI. Open
- VII. Disclosure of Conflicts/Ex Parte Communication
- VIII. New Business
  - A. Variance – David & Shannon Wegleitner**
    - 1) Staff report by E. Collins-Miles
    - 2) Open Public hearing
      - a) Discuss new developments
      - b) Testimony from applicant
      - c) Testimony from proponents and opponents
      - d) Applicant back up for questions (if needed)
    - 3) Close public hearing
    - 4) Boards Discussion
      - a) Questions for audience (No new topics to be discussed)
    - 5) P & Z Boards motion and roll call for vote for recommendation to County Commission
  - B. Rezone permit #53 (Wegleitner)**
    - 1) Staff report by E. Collins-Miles
    - 2) Open Public hearing
      - a) Testimony from applicant
      - b) Testimony from proponents and opponents
      - c) Applicant back up for questions (if needed)
    - 3) Close public hearing
    - 4) Board Discussion
      - a) Questions for audience (No new topics to be discussed)
    - 5) Motion and roll call vote for recommendation to County Commission
    - 6) County Commission to hold 1<sup>st</sup> Reading (if recommended by P&Z Board)
  - C. Variance – Larry & Jill Johnson**
    - 1) Staff report by E. Collins-Miles
    - 2) Open Public hearing
      - a) Discuss new developments

- b) Testimony from applicant
- c) Testimony from proponents and opponents
- d) Applicant back up for questions (if needed)
- 3) Close public hearing
- 4) Boards Discussion
  - a) Questions for audience (No new topics to be discussed)
- 5) P & Z Boards motion and roll call for vote for recommendation to County Commission

**D. Drainage – Waletich Farms**

- 1) Reported by E. Collins-Miles
- 2) Open Public hearing
  - a) Discuss new developments
  - b) Testimony from applicant
  - c) Testimony from proponents and opponents
  - d) Applicant back up for questions (if needed)
- 3) Close public hearing
- 4) Boards Discussion
  - a) Questions for audience (No new topics to be discussed)
- 5) Drainage Board motion and roll call for vote

IX. Building Permits

X. Other

XI. Old Business

XII. Adjourn

MARSHALL COUNTY PLANNING & ZONING BOARD  
PO BOX 9  
BRITTON, SOUTH DAKOTA  
UNAPPROVED MINUTES  
March 29, 2022

The Marshall County Planning & Zoning Board met at 9:00 AM, March 29, 2022, at the Marshall County Courthouse. Present at the hearing were the following Board members; Doug Medhaug, Matthew Schuller, LeRon Knebel, Kevin Jones and Lynda Luttrell. Commissioner Medhaug Presided. Others present at the hearing were Erin Collins-Miles, Planning & Zoning, Megan Biel, Auditor, Sonny Nickeson, Benjamin Hernandez, David Geyer and Lee Schneider. Shelby Thompson, Sandy Dinger, Thomas "Sonny" Leblanc, Dawn Eagle for the Tribal Chairman's Office, Paula Looking Horse and Camille Quick Bear for the Office of Environmental Protection of the Sisseton-Wahpeton Oyate Tribe were present via zoom and conference call.

**AGENDA:**

Schuller motioned; Knebel seconded to approve the agenda. All members voted aye. Motion carried.

**MINUTES:**

Jones motioned; Luttrell seconded to approve the minutes from March 15, 2022. All members voted aye. Motion carried.

**BUILDING PERMITS:**

Luttrell motioned; Jones seconded to accept a building permit for the following applicant: Aaron Purkeypile. All members voted aye. Motion carried.

**CONDITIONAL USE (CAFO):**

An application to expand Marshall Dairy, expanding East Dairy from 12,650 head to 14,650 head of mature dairy cattle; and West Dairy from 5,800 head to 6,300 head of mature dairy cattle, for a grand total expansion of 2,500 head, was heard. Opposition was formally given by members of the Sisseton-Wahpeton Oyate Tribe by Thomas "Sonny" Leblanc, Dawn Eagle of the Tribal Chairman's Office, Camille Quick Bear of the Office of Environmental Protection and Paula Looking Horse. Environmental concerns were given by those opposed and taken into consideration by the Board. Those in opposition to the expansion were encouraged to speak to the State in regards to the State General Permit. Marshall Dairy will have a total of 21,800 head of dairy cattle, equivalent to 30,180 Animal Units (AU) between both sites. Contingent upon receipt of the State General Permit, a roll call vote was taken; Medhaug – Aye, Schuller – Aye, Luttrell – Aye, Knebel – Aye, Jones - Aye. Motion carried.

**ADJOURN:**

Knebel motioned; Jones seconded to adjourn as Planning and Zoning Board and convene as Marshall County Commission at 9:43 AM. All members voted aye. Motion carried.

**ATTEST:**

Erin Collins-Miles  
Marshall County Planning and Zoning Administrator  
Marshall County, South Dakota  
Published at the approximate cost of.....