

STAFF REPORT

June 6, 2023

APPLICATION FOR CONDITIONAL USE FOR AN OFF-PREMISE SIGN

GENERAL INFORMATION:

PETITIONER	Wayne Foote
REQUEST	Application for Conditional Use for an off-premise sign
LEGAL DESCRIPTION	Lot 1 in the Plat showing Wismer's Outlots in the SW1/4 of Section 23, T127N, R58W
CURRENT ZONING	Highway Commercial (HC)
SURROUNDING ZONING	Residential (R-1), Ag Fringe (AGFP), Highway Commercial (HC)
REPORTED BY	Erin Collins-Miles

GENERAL COMMENT: Wayne Foote has requested a Conditional Use from the Marshall County Zoning Ordinance for an off-premise sign to be placed on the property described as Lot 1 in the Plat showing Wismer's Outlots in the SW1/4 of Section 23, T127N, R58W of the 5th P.M., Marshall County, South Dakota.

Per the Marshall County Zoning Ordinance, an off-premise sign is permitted under the Conditional Use Section located in TITLE 12, Chapter 12.3. Granting of this conditional use would bring the sign into compliance with the rules and regulations set forth by Marshall County.

REVIEW:

This sign will identify Dallas Goedert as a person living at a location other than where such sign has been erected (See pg. 20 *Sign, Off-Premise*). The proposed sign will go directly West of the driveway in the yard of the described property, outside of the right-of-way line. The sign will be 8x10 in size, measuring 12 feet from the base of the post to the top of the sign. It will include a picture of the identified persons and career stats. The applicant is aware that this project is joint-jurisdiction with Britton City and may also require additional permits with the State. No

objections were received prior to the scheduled hearing.

NOTICE OF HEARING - APPLICATION FOR CONDITIONAL USE FOR AN OFF-PREMISE SIGN

Notice is hereby given that the Marshall County Planning & Zoning Board will meet on June 6, 2023 at 9:00 a.m. at the Marshall County Courthouse Commissioners Chambers, concerning the following application for a Conditional Use from the Marshall County Zoning Ordinance.

Wayne Foote has requested a Conditional Use from the Marshall County Zoning Ordinance for an off-premise sign to be placed on the property described as Lot 1 in the Plat showing Wismer's Outlots in the SW1/4 of Section 23, T127N, R58W of the 5th P.M., Marshall County, South Dakota.

Erin Collins-Miles
Planning & Zoning Administrator

Published once at the approximate cost of

For publication: May 17, 2023

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Erin Collins-Miles, Planning & Zoning Administrator

Published at an approximate cost of \$7.54 and can be viewed free of charge at www.sdpublicnotices.com.

MARSHALL COUNTY APPLICATION FOR CONDITIONAL USE

DATE: 5/11/23

To: Marshall County Planning and Zoning Commission
PO Box 9
Britton, SD 57430

The undersigned do hereby request a conditional use from the Marshall County Zoning Ordinance as provided by Article 12 Section 12.3 for the purpose of Off-premise signs; as stated in the ordinance

Legal Description: Lot 1 in the Plat showing Wismer's Outlots in the SW 1/4 of Section 23, T127N-R58W

Reason: off Premis sign in Hy com. district

Applicant's Name: Wayne Foote Phone: 605-8237-2092

Address: 42416 Golfview Drive Box 25

Applicant's Signature: Wayne Foote

Owner's Signature (if different than applicant): Wayne Foote

For Internal Office Use Only:

Date Received: 5/11/23 Fees (non-refundable): \$150.00 Paid: YES NO

Inspection Report: See staff report

Date of Hearing by Planning and Zoning Commission: June 6, 2023

Action taken by Planning and Zoning Commission: _____

MARSHALL COUNTY PLANNING & ZONING COMMISSION
P.O.BOX 9
BRITTON, SOUTH DAKOTA 57430
605.448.7540

May 15, 2023

Dear Property Owner,

Notice is hereby given that the Marshall County Planning & Zoning Board will meet on June 6, 2023 at 9:00 a.m. at the Marshall County Courthouse Commissioners Chambers, concerning the following application for a Conditional Use from the Marshall County Zoning Ordinance.

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As an adjacent landowner, you are being notified of the hearing. If you have any questions, please contact my office. Any comments or concerns should be stated in writing and forwarded to my office or expressed at the scheduled hearing.

Sincerely,

Erin Collins-Miles

Erin Collins-Miles
Planning and Zoning Administrator

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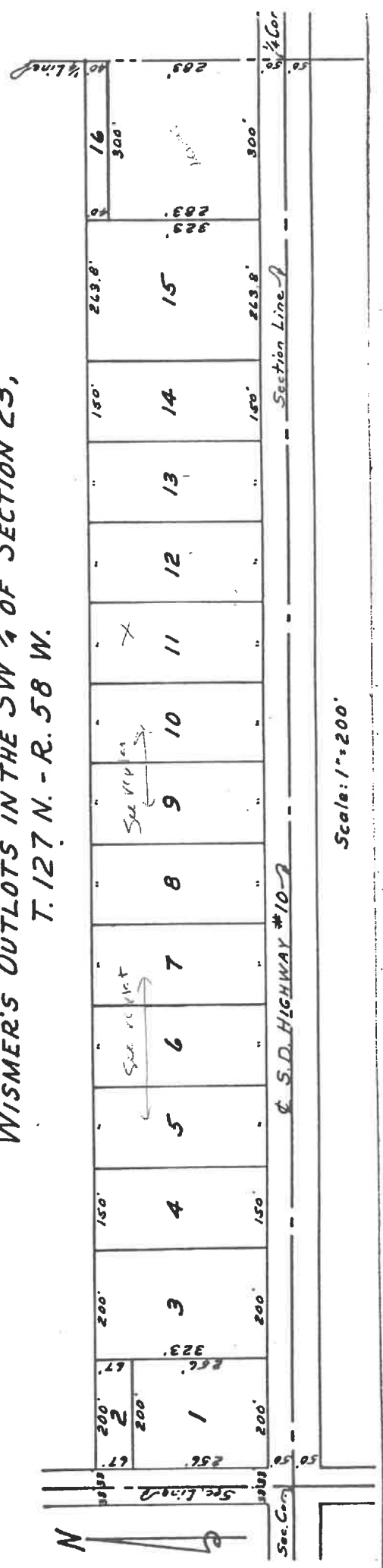
Erin Collins-Miles
Planning and Zoning Administrator

Sent to the following adjacent landowners on 5/15/23:

1. Gary Fisher – P.O. Box 131 Britton, SD 57430
2. Ryan & Kari Furman – 2010 Vander Horck Britton, SD 57430
3. Hope Christenson – 2003 Vander Horck Britton, SD 57430
4. Westview, LLC – P.O. Box 903 Britton, SD 57430
5. Mason & Morgan Kilker – 41650 SD HWY 10 Britton, SD 57430
6. Doug & Iva Carlson – 11045 Bremmon Rd Britton, SD 57430
7. Arlie & Lorene Bender – 11170 426th Ave. Britton, SD 57430

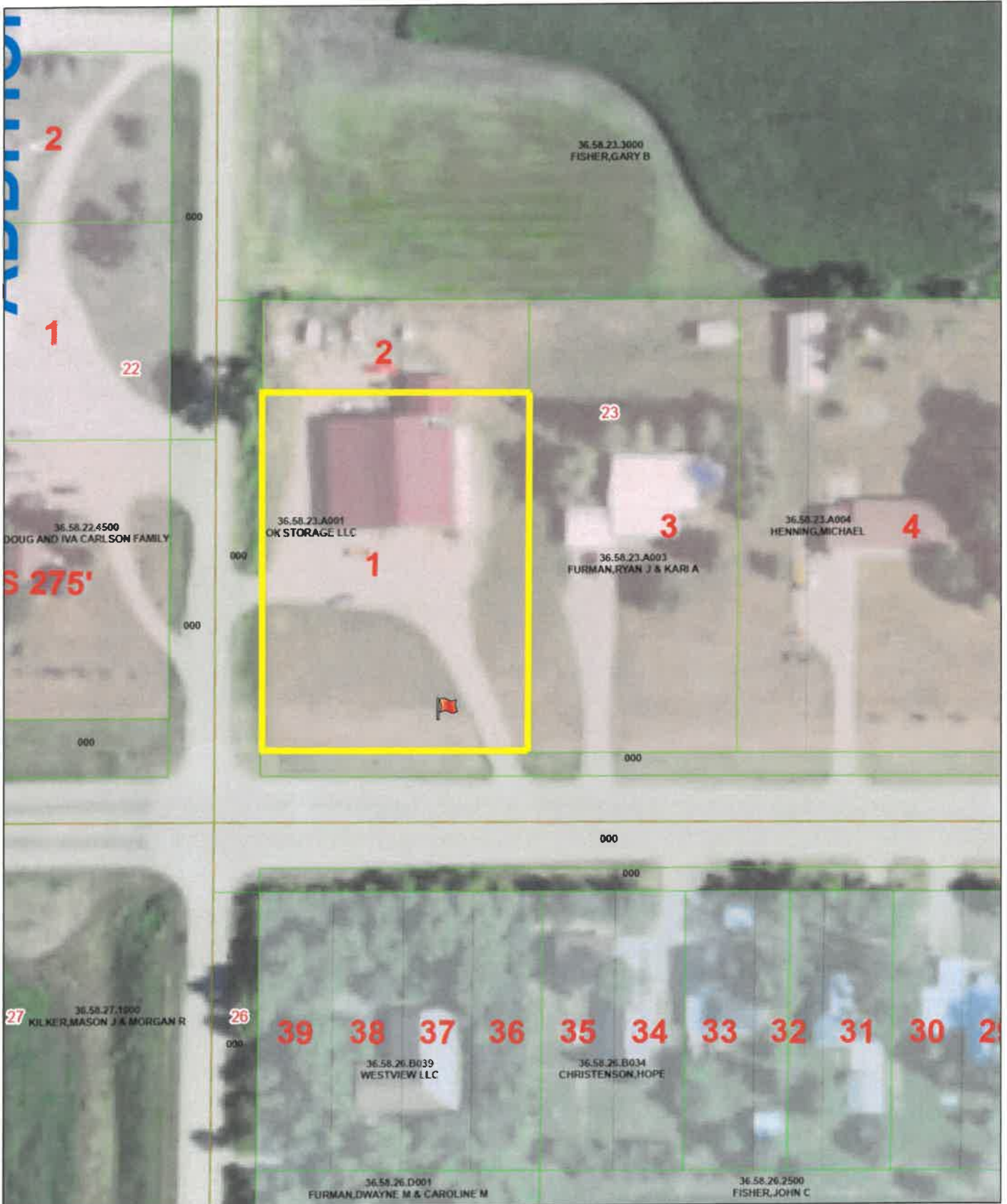
1-192

Plat Showing
 WISMER'S OUTLOTS IN THE SW ¼ OF SECTION 23,
 T. 127 N. - R. 58 W.



2

MARSHALL COUNTY WEB VIEWER



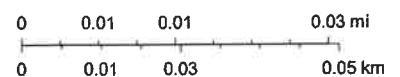
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PLAT

- BENDER'S 2ND ADDITION
- BUNDROCK'S ADDITION
- OUTLOT

- WISMER'S OUTLOTS
- TOWNSHIPS
- SECTIONS
- PARCELS

1:1,128



MARSHALL COUNTY WEB VIEWER



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ZONING

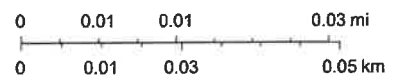
- Agricultural Fringe Protection District
- Highway Commercial District
- Residential District

PLAT

BENDER'S 2ND ADDITION

- BUNDRICK'S ADDITION
- OUTLOT
- WISMER'S OUTLOTS
- TOWNSHIPS
- SECTIONS
- PARCELS

1:1,128



Conditional Use – Wayne Foote



