

MARSHALL COUNTY PLANNING & ZONING COMMISSION

Proposed Agenda

Regular Scheduled Meeting

October 10, 2023– 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 September 19, 2023
- V. Matters for Board Discussion
- VI. Open
- VII. Disclosure of Conflicts/Ex Parte Communication
- VIII. New Business:
 - A. **Variance – Mark & Laurie Smith**
 - 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)
 - b) P & Z Boards motion and roll call for vote for recommendation to County Commission
 - B. **Drainage – Ross Vig**
 - 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
 - C. **Drainage – David Vig**
 - 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

- A. In regular session – Ordinance No. 61 Adoption & Second reading
- B. Ordinance No. 60 (Zoning Regulations) becomes effective today, October 10, 2023
- C. FEMA Ordinance is sent in for review; awaiting word on possible changes prior to beginning the adoption process.

XI. Old Business

XII. Adjourn

MARSHALL COUNTY PLANNING & ZONING BOARD
PO BOX 9
BRITTON, SOUTH DAKOTA
UNAPPROVED MINUTES
September 19, 2023

The Marshall County Planning & Zoning Board met at 9:00 AM, September 19, 2023, at the Marshall County Courthouse. Present at the hearing were the following Board members; Matthew Schuller, Kevin Jones, Doug Medhaug, LeRon Knebel and Lynda Luttrell. Commissioner Schuller presided. Others present at the hearing were Erin Collins-Miles, Planning & Zoning, Megan Biel, Auditor and Jerry Burger.

AGENDA:

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

MINUTES:

Medhaug motioned; Luttrell seconded to approve the minutes from September 5, 2023. All members voted aye. Motion carried.

REZONE:

Pertaining to a Rezone for Rodney & Lois Westby; The Board discussed. Knebel motioned; Jones seconded to recommend Ordinance No. 61 to the County Commission and to adopt the facts and the recommended findings of the Planning Commission listed in the staff report. A roll call vote was taken; Medhaug – Aye, Luttrell – Aye, Jones – Aye, Knebel – Aye, Schuller – Aye. Motion carried.

VARIANCE:

Pertaining to a Variance for Rodney & Lois Westby; Knebel motioned; Medhaug seconded to approve the requested 15' variance to the lot size width requirement for lots without shoreline frontage, and a 40' variance to the lot road frontage width requirement, for Lot 11, contingent upon the effective date of the Rezone application; October 31, 2023.; allowing Lot 11 to be created with widths of 60 feet; per the Marshall County Zoning Ordinance and to adopt the facts and the recommended findings of the Planning Commission listed in the staff report. A roll call vote was taken; Medhaug – Aye, Luttrell – Aye, Jones – Aye, Knebel – Aye, Schuller - Aye. Motion carried.

PLAT:

Jones motioned; Knebel seconded to approve the following plat; All members voted aye. Motion carried; Plat of Heitmann Brothers Subdivision in Dumarce Township.

Revised Zoning Regulations for Marshall County, South Dakota

The Zoning Director reviewed the 2nd notice for the Revised Zoning Regulations for Marshall County. The reading of Ord. No. 60 took place in regular session, as well as the adoption of the ordinance (see regular session minutes).

BUILDING PERMITS:

Medhaug motioned; Luttrell seconded to accept building permits for the following applicants: Leslie Enerson – Buffalo and Randy Slobe – Lake. All members voted aye. Motion carried.

OTHER:

The Zoning Director noted that the proposed Floodplain Ordinance will be forwarded to FEMA for review to begin the adoption process.

ADJOURN:

Knebel motioned; Jones seconded to adjourn as Planning and Zoning Board and convene as Marshall County Commission at 9:18 AM. All members voted aye. Motion carried.

ATTEST:

Erin Collins-Miles

Marshall County Planning and Zoning Administrator

Marshall County, South Dakota

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