

Minutes of the Joint Jurisdiction Committee
02/13/19

Chairperson Mary Kidwiler called the meeting to order. Committee members Kidwiler, Mike Struck, Lee Ann Pierce, Duane Knutson, Mike Bartley, Al Heuton, Steve Meyer and Richard Haugen were present. Luke Muller with First District Association of Local Governments, and Brookings County Commission Department Director Stacy Steffensen were also in attendance.

A quorum was determined to be present.

Heuton moved/Struck seconded that the agenda for the February 13, 2019 Joint Jurisdiction Committee meeting be approved as presented. Motion carried.

Bartley moved/Knutson seconded that the minutes from the January 9, 2019 Joint Jurisdiction Committee meeting be approved as presented. Motion carried.

The committee continued their review of the proposed draft joint jurisdiction ordinance.

Muller reviewed the administration portion of the proposed ordinance. He said the ag and rural residential zones follow the county's zoning ordinance; all others follow the city's zoning ordinance.

He also discussed membership of the joint Board of Adjustment. Luke asked if there should be two members of the county's Planning Commission or an at-large member. Haugen said he believes the Planning Commission members would have the knowledge of what expectations are. Kidwiler agreed that they need the experience. Pierce said she wants the city and county to be able to appoint alternates for their positions on the board. Muller said they would have that discretion. Struck said the city may make all of their Planning Commission members alternates. Muller said that may be needed in order to get a quorum due to availability and conflicts.

The committee discussed the noticing requirements. Muller said the city notices not less than 10 days beforehand, but the county does 14 days. He said they don't want to get into a situation where the city follows their ordinance and gets into trouble. Pierce said that as the county went through the process of making changes and readopting the administration portion of the county's zoning ordinance, citizens said 10 days is not enough time and asked for a longer notification time requirement.

Muller stepped through the processes for rezoning, variances, conditional use permits and appeals in the joint jurisdiction and whether the Planning Commissions or the Board of Adjustment is making the decision. Pierce suggested including the steps for each process in the ordinance as to what the requirements are. Muller said they could include an administrative 'how to' along with the ordinance.

Muller tasked the group with reviewing permitted uses, especially feedlots, areas of increased density and gravel pits. He said other than those, the listed uses duplicate the county's zoning ordinance.

Kidwiler said they have to be careful; especially in areas where the city can grow. Struck said South Highway 77/South Main Avenue is an example of what not to do. Meyer said maybe they need to review the proposed boundaries and if an area is never going to be annexed into the city, remove it from the joint jurisdictional area. Pierce said this is a discussion they've had and they have designated an area to offer a different type of lifestyle that no one can get elsewhere in the county.

Struck said he doesn't think they should rezone any area to rural residential through this process. He would have citizens make a request and have that request go through the rezoning process. Pierce said she it was never her intent to rezone anything with this process.

The next meeting was scheduled for Wednesday, February 27, 2019 at 9:30 AM.

Knutson moved/Bartley seconded a motion to adjourn. Motion carried.

Submitted by Stacy Steffensen
Brookings County
Commission Department Director