

## Hamlin County Board of Adjustment

Date: August 24th, 2020

The Hamlin County Board of Adjustment met on August 24th, 2020 at the Hamlin County 4-H Building in Hayti, SD and over teleconference via Zoom. Board Members present were Larry Saathoff, Scott Popham, Robbie Fedt, Stuart Schubloom, Leonard Kemnitz, and John Pantzke. Also present was Zoning Officer Payton Schafers, Todd Kays and Luke Muller from First District in Watertown, Aaron Van Holland, Gary Pries, Todd Donley, Raquel Donley, Cari Hertogs, Tristan Moliter, Chris Smith, Wade Jensen, Doug Vant Hof, Bob Bode, Toni Schafer, Vicky Ching, Carl S, Brian Friedrichsen, Christine Smith, Bart Smith, Rodney Elliott, Dorothy Elliot, Glen Waldner, Jonathan Wollman, Riley C, John L, and Aaron Reichling.

Vice Chair Kemnitz deferred the running of the meeting to Board member Pantzke, who was physically present. Pantzke called the Board of Adjustment meeting to order at 7:15 P.M.

Public participation - No one from the public asked to participate in the agendized open item.

Ex Parte communication or conflict of interest – No Board members responded.

Motion by Popham, Second by Fedt to approve the August 24th Board of Adjustment Agenda. Board Roll call vote on motion passed unanimously.

Motion by Fedt, Second by Popham to approve the July 27th Board of Adjustment Minutes. Board Roll call vote on motion passed unanimously.

New Business: Conditional Use – Mark & Mitzi Skorczewski. Property Description: Northbay 8th Addition, Lot 2 in Section 36, Township 113N, Range 53W of the 5th P.M., Hamlin County, South Dakota. Motion by Kemnitz, second by Schubloom to approve the conditional use permit for a 30' x 44' unattached garage with 12' sidewalls. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; Gary Pries spoke on behalf of the Northbay Homeowners Association; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – Todd & Raquel Donley. Property Description: Northbay Addition: Lot 88 in Section 36, Township 113N, Range 53W of the 5th P.M., Hamlin County, South Dakota. Motion by Popham, second by Kemnitz to approve the conditional use permit for a 36' x 56' unattached garage. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; Pries spoke on behalf of the Northbay Homeowners Association; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – Barton Smith. Property Description: S 465' of E 465' of SE1/4 of NE1/4 in Section 27, Township 113N, Range 54W of the 5th P.M., Hamlin County, South Dakota. Motion by Schubloom, second by Fedt to approve the conditional use permit for an extended home occupation (vehicle towing business). Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Variance & Conditional Use – Wade Jensen. Property Description: Kangas Addition: Lot 1A in Section 20, Township 113N, Range 52W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Schubloom to approve the 6' variance to the front yard (road front) setback. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing on both the variance request and conditional use permit; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously. Motion by Schubloom, second by Popham to approve the conditional use permit for a 50' x 60' unattached garage with 16' sidewalls and a 20' x 20' addition to said garage. Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Variance – Aaron Van Holland. Property Description: Grape's Subdivision: Lot 3 in Section 21, Township 113N, Range 52W of the 5th P.M., Hamlin County, South Dakota. Motion by Kemnitz, second by Fedt to approve the 19' variance to the front yard (road front) setback. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Variance – Douglas & Vicky Ching. Property Description: Dempster Village: Lots 13-20, Block 10 in Section 10, Township 114N, Range 51W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Saathoff to approve the 15' variance to the front yard (road front) setback. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Variance – Doug Vant Hof. Property Description: Nitteberg Beach: Lot 75 & W1/2 of Lot 76 in Section 20, Township 113N, Range 52W of the 5th P.M., Hamlin County, South Dakota. Motion by Kemnitz, second by Popham to approve the 30' variance to the front yard (road front) setback. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – GCC Ready Mix/Drumgoon Dairy. Property Description: NW1/4 in Section 6, Township 113N, Range 52W of the 5th P.M., Hamlin County, South Dakota. Motion by Schubloom, second by Fedt to approve the conditional use permit for a temporary concrete mixing plant. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – Jonathan Wollman/Clairemont Hutterian Brethren. Property Description: S1/2 NE1/4 & SE1/4 in Section 16, Township 114N, Range 51W of the 5th P.M., Hamlin County, South Dakota. Motion by Popham, second by Fedt to approve the conditional use permit for a Class B Concentrated Animal Feeding Operation. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Pantzke opened public hearing; No public testimony occurred; Pantzke closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

There was nothing for the open.

Staff report – Schafers updated the members on process of organizing Hurley’s Rubble Site/Contractor Yard.

With no further business, motion by Fedt, Second by Kemnitz to adjourn the Hamlin County Board of Adjustment meeting. Board Roll call vote on motion passed unanimously.

It is the policy of Hamlin County not to discriminate on the basis of color, national origin, sex, religion, age, or disability in employment or the provision of services.

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