

Hamlin County Board of Adjustment

Date: September 21st, 2020

The Hamlin County Board of Adjustment met on September 21st, 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 Richard Wiarda. Also present was Zoning Officer Payton Schafers and Todd Kays from First District in Watertown, Emily James, Dustin Leiseth, Lori Bahnson, Brooke Bahnson, Chris Simon, Tim C, Susanne Albrecht, Curt Messler, Tad Winkleman, Randy Holland, Lori Ree, Brian Ree, and Win Noem.

Chairman Wiarda called the Board of Adjustment meeting to order at 7 P.M.

Public participation – No one from the public asked to participate in the agendaed open item.

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

Motion by Fedt, Second by Kemnitz to approve the September 21st Board of Adjustment Agenda. Board Roll call vote on motion passed unanimously.

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

New Business: Conditional Use – Dustin & Bridget Leiseth. Property Description: N320' of S2170' of E300' of the SE1/4 of Section 7, T115N, R54W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Popham to approve the conditional use permit for a transfer of eligible building site to construct a new house on the same quarter-quarter as an existing residential dwelling. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Wiarda opened public hearing; No public testimony occurred; Wiarda closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – Brian Ree. Property Description: Kangas Addition: Lot 2 of Section 20, T113N, R52W of the 5th P.M., Hamlin County, South Dakota. Motion by Schubloom, second by Kemnitz to approve the conditional use permit for a 40' x 56' storage shed with 12' sidewalls and an attached 8' x 16' covered porch. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Wiarda opened public hearing; No public testimony occurred; Wiarda closed public hearing; Board discussion; Schafers read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Conditional Use – Curt Messler. Property Description: Iverson's 1st Addition: Lots 18B & 19B in Section 20, Township 113N, Range 52W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Kemnitz to approve the conditional use permit for a 30' x 50' storage shed with 18' sidewalls and an 8' x 16' covered porch. Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Wiarda opened public hearing; Lori and Brooke Bahnson spoke in opposition to the height of the sidewalls; Wiarda closed public hearing; During Board discussion, Wiarda proposed withdrawing the application to allow the applicant to increase the depth of the shed to compensate for decreasing the sidewall height; Motion by Fedt, second by Kemnitz to withdraw the application and allow the applicant to reapply for next month's meeting; Board Roll call vote on motion passed unanimously.

Conditional Use – Agropur, Inc/Todd Juntunen. Property Description: SW1/4 in Section 20, Township 113N, Range 55W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Kemnitz to approve the conditional use permit for a site requiring a SD DENR permit for land application of process wastewater (solid waste). Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Wiarda opened public hearing; Win Noem, Mayor of Bryant, expressed his concern with the proposed site's proximity to city limits. Noem also mentioned he prefers any trucks avoid city streets when accessing the site; Wiarda closed public hearing; Board discussion. Wiarda recommended amending the motion to approve subject to approval from Bryant City Council. No board members opposed; Schafers read questions to establish findings of fact; Board Roll call vote on motion, as amended, passed unanimously.

Brian Ree spoke on the open regarding his opposition to approval of 16' sidewalks around the lake.

Staff report – Schafers updated the members on receiving a letter from SDDENR determining that Drumgoon Dairy does have an adequate number of acres for land application, despite a typographical error in their original document.

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.