

Hamlin County Board of Adjustment

Date transcribed: March 23rd, 2021

The Hamlin County Board of Adjustment met on March 22nd, 2021 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, John Pantzke, and Chairman Richard Wiarda. Also present was Zoning Officer Payton Carda, Luke Muller from First District in Watertown, John Hurley, Emily James, Stacia Sneesby, and Ted Winkelman.

Chairman Wiarda called the Board of Adjustment meeting to order at 2:30 P.M.

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

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

Motion by Popham, Second by Kemnitz to approve the amended March 22nd Board of Adjustment Agenda. Board Roll call vote on motion passed unanimously.

Motion by Fedt, Second by Schubloom to approve the February 22nd Board of Adjustment Minutes. Board Roll call vote on motion passed unanimously.

New Business: Conditional Use – Agropur, Inc./James & Janice Beld. Property Description: SE 1/4 less 55.73 Acres in Johnson's 1st Addn of Section 11, T114N, R54W of the 5th P.M., Hamlin County, South Dakota. Motion by Kemnitz, second by Popham to approve the conditional use permit to operate a site requiring a SD DENR permit for land application of treated wastewater (solid waste) derived from dairy products; Zoning Officer presented Staff Report; Winkelman and James represented Agropur and spoke on behalf of the project. They stated their waiver letters were mailed enroute, but not received yet. Wiarda opened public hearing; No public testimony occurred; Wiarda closed public hearing; Board discussion occurred. Wiarda suggested adding a condition that approval is contingent on retrieval of the homeowner waiver letters as a friendly amendment. Kemnitz and Popham agreed; Carda read questions to establish findings of fact; Board Roll call vote on motion passed unanimously.

Variance – Bryan & Stacia Sneesby/Norma Sneesby. Property Description: Hawley's Beach: Lot 2 of Section 31, T113N, R52W of the 5th P.M., Hamlin County, South Dakota. Motion by Fedt, second by Kemnitz to approve a variance for reduced front yard (Road Front) setback to construct an approximately 6' x 24' porch and 9' x 30' storage room addition; Zoning Officer presented Staff Report; Applicant spoke on behalf of the project; Wiarda opened public hearing; Hurley stated the rural water main runs along the west side of the highway not in front of the house; Wiarda closed public hearing; Board discussion occurred over utility location concerns and the proximity to Highway 81. Wiarda suggested adding a condition that water and electrical lines must be located prior to the issuance of a building permit. Fedt and Saathoff agreed; Carda read questions to establish findings of fact; Board Roll call vote on motion passed unanimously;

There was nothing for the open.

Carda informed the Board that a letter was sent to John Hurley regarding the Board's request to have items unrelated to his Contractor Yard and Rubble Site permits to be removed from the site by August 1st, 2021.

With daylight savings, Wiarda suggested moving the meeting times back to evenings. Motion by Fedt, second by Popham to approve the meeting time change. Board Roll call vote on motion passed unanimously.

With no further business, motion by Saathoff, Second by Fedt to adjourn the Hamlin County Board of Adjustment meeting. Board voice 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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