

# **SPINK COUNTY PLANNING AND ZONING BOARD**

## **Approved Minutes**

**June 23, 2009**

The Spink County Planning and Zoning Board met on June 23, 2009 at 9:00 am. Chairperson Kam DesLauriers called the meeting to order with Keith Schroeder, Ed Fischbach, Dave Albrecht, Gary Gilbert and Administrator Tracey Millar present. A list of guests present is available in the Equalization Office.

### **ADOPT AGENDA**

A motion was made by Fischbach to approve the agenda with the addition of the Felderman 1<sup>st</sup> S-D in the SE  $\frac{1}{4}$  of 6-114-60 plat. Albrecht seconded the motion all present approved, motion carried.

### **APPROVE MINUTES**

A motion was made by Gilbert and seconded by Schroeder to approve the May 2009 minutes . All present approved the minutes. Motion was carried.

### **BUILDING PERMITS**

The board reviewed the building permits for May 2009.

### **OLD BUSINESS**

#### **Plat**

Administrator Millar informed the board that the plat for Shawn Evans: Evans S-D in the S  $\frac{1}{2}$  SE  $\frac{1}{4}$  of 22-117-64 has been approved by the County Commissioners.

Millar also informed the board that due to time constraints, the Wind Energy Tower Ordinances, Manure spreading issue with Clark & Hillside Colonies, and the Davis Family Dairies road agreements have not been addressed.

### **NEW BUSINESS**

#### **Camrose-Trees/Starr-Crops Issue**

A complaint was made concerning trees that had been planted in the right of way. Upon inspection of the trees, it was also discovered that the field on the other side of the right of way had crop planted in the right of way. All parties involved, including Prairie Center Township board members, were invited to the P&Z meeting to discuss both issues. Both parties stated their request. A motion was made by Schroeder to postpone the tree issue until the July 21, 2009 meeting. Fischbach seconded the motion, all present approved. The motion was carried to postpone the tree issue until the July 2009 meeting.

### **Cottonwood Lake Hearing**

A discussion was held for Robin & Brett Jens to move in a mobile home located at First Addn. to Parrish's Lots 25-26. A motion was made by Schroeder to approve the Cottonwood Lake Moving Permit with a \$100.00 fine due to the fact the mobile home was moved in prior to the hearing. Gilbert seconded the motion, all present approved. Motion carried. A recommendation for a \$100.00 fine to be assessed to Robin & Brett Jens will be made to the States Attorney.

### **Special Exception Hearing**

Discussion was held for East River Electric Power Coop. located in the SW corner of the SW ¼ SE ¼ of 10-116-63 to allow for a steel antenna to be constructed on this location. A motion to approve the Special Exception for East River Electric Power Coop was made by Fischbach and seconded by Albrecht. All present approved, motion carried.

Discussion was held for Sherelle Zens/SS&H Ag Inc., located at Original Addn. Blk-6, Lots 7-10 in Ashton to allow for the selling of firearms from this location. A motion to approve the Special Exception for Sherelle Zens/SS&H Ag Inc., was made by Gilbert and seconded by Fischbach. All present approved, motion carried.

### **Variance Hearing**

Discussion was held for East River Electric Power Coop. located in the SW corner of the SW ¼ SE ¼ of 10-116-63 to allow for the proposed steel antenna to be closer to the road right away than the Spink County Zoning Ordinance allows. A motion to approve the Variance for East River Electric Power Coop. was made Schroeder and seconded by Fischbach. All present approved, motion carried.

Discussion was held for William Barnett located in S-D S ½ of B-10, & B-19 Inc & OL I, B-27, Lots 7-8 in Conde to construct a garage that will be closer to the alley than the Spink County Zoning Ordinance allows. A motion to approve the Variance for William Barnett was made by Fischbach and seconded by Schroeder. All present approved, motion carried.

### **Pipeline Hearing**

Much discussion was held on the proposed Pipeline Ordinances. Vic Fischbach, Spink County's States Attorney, informed the board that he has sent correspondence to other States Attorney asking them to join in on coming up with unified Pipeline Ordinances. He also informed the board that a task force is in the process of developing a Model Ordinance for Pipelines and requested that we wait to see what those all entailed. Comments from the audience were also taken into consideration. A motion to adopt the Pipeline Ordinances as is and set a Special Meeting date for July 8, 2009 at 7:00 pm in the Commissioners Room to address more issues and possibly make changes before presenting to the County Commissioners was made by Gilbert. The motion was seconded by Fischbach. A roll call vote was taken; Fischbach-aye, Gilbert-aye, Albrecht-nay, Schroeder-aye, Chairman DesLauriers abstained from voting. Motion passes 3-1. A Special Meeting will be set for July 8, 2009 at 7:00 pm in the Spink County Commissioners Room to further discuss the Proposed Pipeline Ordinances and make revisions as needed.

**At 11:20 am Schroeder excused himself.**

**Plat Hearing**

A motion to present the plat VanBockel S-D in the NE  $\frac{1}{4}$  of 20-116-64 to the County Commissioners was made by Gilbert and seconded by Fischbach. All present approved.

A motion to present the plat VanBockel Home Tract in the NW  $\frac{1}{4}$  of 19-116-64 to the County Commissioners was made by Albrecht and seconded by Fischbach. All present approved.

A motion to present the plat Felderman First S-D in the SE  $\frac{1}{4}$  of 6-114-60 to the County Commissioners was by Fischbach and seconded by Albrecht. All present approved.

All plats will be presented to the County Commissioners on June 30, 2009.

**Request**

Albrecht asked that the Zoning Board make a request to the County Commissioner for Administrator Millar to go from part-time, 20 hours a week, to  $\frac{3}{4}$  time or 30 hours a week.

**Adjourn**

The meeting was adjourned at 12:00 pm. The next regularly scheduled Planning and Zoning Meeting will be July 21, 2009 at 9:00 am.

Attest

Tracey Millar

P&Z Administrator, Spink County