

Tuesday August 31, 2021

The Deuel County Zoning Board met on Tuesday August 31, 2021 at 9:00 a.m., in the Commissioner's Room of the Courthouse in Clear Lake. Those present were board members Judith Homan, Kevin DeBoer, Paul Brandt, Mike Dahl and Dennis Kanengieter. Also, present was Zoning Officer Jodi Theisen and States Attorney Jared Gass.

Therewith a joint public hearing with the Deuel County Planning Commission was held for Ordinance #B2004-01-35C An Ordinance to Regulate Medical Cannabis Within Deuel County An Ordinance Amending Ordinance #B2004-01-35B (Existing Zoning Ordinance) and All Amendments Thereto, in Accordance with the Provision of Chapter 11-2, 1967 SDCL, and Amendments Thereof and for the Repeal of all Resolutions and Ordinances in Conflict Therewith. The public hearing was opened. There were no proponents or opponents present for comments from the public for the hearing. After some additional discussion on the matter, Zoning Board member DeBoer motioned, seconded by Dahl to the Commissioners #B2004-01-35C An Ordinance to Regulate Medical Cannabis Within Deuel County An Ordinance Amending Ordinance #B2004-01-35B (Existing Zoning Ordinance) and All Amendments Thereto, in Accordance with the Provision of Chapter 11-2, 1967 SDCL, and Amendments Thereof and for the Repeal of all Resolutions and Ordinances in Conflict Therewith .

The Commissioners then held the first reading of Ordinance #B2004-01-35C An Ordinance to Regulate Medical Cannabis Within Deuel County An Ordinance Amending Ordinance #B2004-01-35B (Existing Zoning Ordinance) and All Amendments Thereto, in Accordance with the Provision of Chapter 11-2, 1967 SDCL, and Amendments Thereof and for the Repeal of all Resolutions and Ordinances in Conflict Therewith. The second reading will be held at the September 8th regular Commission meeting at 10:45 a.m. Further discussion was held on the setbacks in the proposed ordinance among the Board of Commissioners.

The Planning and Zoning Commission then called for a recess.

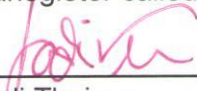
A joint public hearing with the Zoning Board was held upon the request/petition of JWRR Wayne Viessman to issue a change in zoning classification for property that is described above in 4-114-47, Norden Township from Agricultural to Lake Park District. This will encompass the entire property owned by Viessman to Lake Park District rather than a portion of it being Agricultural. The Deuel County Zoning Board stated the property meets all the requirements of the ordinance. Zoning Board member DeBoer motioned, seconded by Brandt, to rezone the above described property from "AG" Agricultural to "LP" Lake Park District. Upon a roll call vote all Zoning Board members voted yes and the motion carried. The Deuel County Board Planning Commission then recommended to the Commissioners that the above described property be rezoned to "LP" Lake Park District. Upon the recommendation of the Zoning Board, the Commissioners then held the first reading of Ordinance B2004-01-36A An Ordinance Entitled, An Ordinance to Amend Article III Section 302 Adopted by Ordinance B2004-01, July 6th, 2004, as amended, of the Zoning Ordinance of Deuel County.

Zoning Ordinance. The board stated that they should have more discussion about these items with 1st District during the meetings to update the ordinance.


Theisen stated that she has had no response from a certified violation letter sent to DeBoer Construction Inc. about a storage container and fuel tanks that were moved in without a permit and a variance. The board stated to resend another letter and if they do not respond then have the States Attorney contact them.

Theisen also informed the board the next regular meeting which will be held on September 13, 2021 at 6:30 p.m. Theisen talked to the board about some items.

Kanengieter called the meeting.



Jodi Theisen
Zoning Officer


Dennis Kanengieter
Chairman, Zoning Board