May 10, 2017

9:00 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in special session on May 10, 2017 at 9:00 a.m. at the County Courthouse. Members present were: Jim Houck, Kevin Holgard, Melissa Miller, Scott Schilling and David Siemon. Also present were Auditor Rebecca Krein and States Attorney Jamie Hare.

Chairperson Siemon called the meeting to order.

The Pledge of Allegiance was recited by those in attendance.

**THIRD READING OF ORDINANCE #2017-1:**

**AN ORDINANCE AMENDING WALWORTH COUNTY ORDINANCE #83-2, AN ORDINANCE ESTABLISHING ZONING REGULATIONS FOR WALWORTH COUNTY, SOUTH DAKOTA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENT THEREOF, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTERS 11-2, 1967 SDCL, AND AMENDMENTS THEREOF, AND FOR THE REPEAL OF ALL RESOLUTIONS AND ORDINANCES IN CONFLICT THEREWITH**

**WHEREAS, the Walworth County, South Dakota, Board of County Commissioners, hereinafter referred to as the Board of County Commissioners, deems it necessary, for the purpose of promoting the health, safety, and the general welfare of the County, to enact zoning regulations and to provide for its administration, and**

**WHEREAS, the Board of County Commissioners has appointed a County Planning Commission, hereinafter referred to as the Planning Commission, to recommend the district boundaries and to recommend appropriate regulations to be enforced therein, and**

**WHEREAS, the Planning Commission has divided Walworth County into districts, and has established by reference to maps the boundaries of said districts for administration and interpretation; has provided for definitions and for amendments to this Ordinance; has provided for the enforcement; prescribed penalties for violation of provisions; has provided for building permits within the districts; has provided for invalidity of a part and for repeal of regulations in conflict herewith; and has prepared regulations pertaining to such districts in accordance with the county comprehensive plan and with the purpose to protect the tax base, to guide the physical development of the county, to encourage the distribution of population or mode of land utilization that will facilitate the economical and adequate provisions of transportation, roads, water supply, drainage, sanitation, education, recreation, or other public requirements, to conserve and develop natural resources, and**

**WHEREAS, the Planning Commission has given reasonable consideration, among other things, to the character of the districts and their peculiar suitability for particular uses, and**

**WHEREAS, the Planning Commission and Board of County Commissioners has given due public notice to a hearing relating to zoning districts, regulations, and restrictions, and has held such public hearings, and**

**WHEREAS, all requirements of SDCL 11-2, with regard to the preparation of these regulations and subsequent action of the Board of County Commissioners, has been met, and**

**WHEREAS, copies of said zoning regulations have been filed with the Walworth County Auditor for public inspection and review during regular business hours, and**

**WHEREAS, all ordinances, or parts of regulations in conflict herewith are hereby expressly repealed;**

**THEREFORE BE IT ORDAINED that Ordinance 2017-1 is hereby adopted by the Board of County Commissioners, Walworth County, South Dakota.**

Chairperson Siemon addressed the visitors and asked for any public comment on the proposed zoning ordinances.

**ARTICLE 1-4:**

No public comment.

**ARTICLE 5:**

The following persons addressed the Walworth County Commissioners regarding various aspects of article 5:

Tim Hollerbach, Marlow Shaffer, Christine Sawinsky, Pat Schnaible, and Kate Valentine from Trade Winds.

Chairperson Siemon read a letter from the Board of Trustees of the Town of Java requesting the board not allow wind towers within 2 miles from town.

**ARTICLE 6:**

No public comment.

**ORDINANCE 2017-1:**

Houck moved and Miller seconded to adopt Walworth County Ordinance 2017-1 An ordinance establishing zoning regulations for Walworth County, South Dakota, and providing for the administration, enforcement, and amendment thereof, in accordance with the provisions of chapters 11-2, 1967 SDCL, and amendments thereof, and for the repeal of all resolutions and ordinances in conflict therewith . Roll call vote requested as follows: Houck – Aye; Schilling – Nay; Miller – Aye; Holgard – Nay; Siemon – Aye. The motion was adopted.

**WALWORTH COUNTY ZONING MAP:**

Houck moved and Holgard seconded to adopt the Walworth County Zoning Map. Roll call vote requested, all members present voted Aye. The motion was adopted.

**OFFICIAL PROCEEDINGS:**

Holgard moved and Schilling seconded to publish the proceedings of this hearing after approval at the next Commission Meeting on May 16th, 2017. Voting Aye: 5; Nay: 0. The motion was adopted.

**ADJOURNMENT:**

Holgard moved and Miller seconded to adjourn. Voting Aye: 5; Nay: 0. The motion was adopted.

**Full proceedings of this and all meetings of the Walworth County Board of Commissioners can be viewed from Walworth County’s official YouTube page—go to** [**www.walworthco.org**](http://www.walworthco.org)**, click on the “Quick Links” tab and follow the YouTube link to access commission meeting videos.**

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**DAVID SIEMON, CHAIRPERSON**

**ATTEST:**

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**REBECCA KREIN, AUDITOR**

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