



Howard Planning and Zoning Minutes



Howard County Planning & Zoning March 16, 2022

A meeting of the Howard County Planning & Zoning Commission was convened in Open and Public session on the 16th day of March 2022.

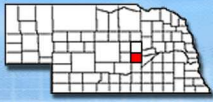
Chairman Terry Spilinek called the meeting to order at 8:00 P.M. and the Open Meeting Act was recognized. Administrator Klinginsmith read the Notice of Meeting. A proof of publication is filed at the Howard County Clerk's Office. Roll call showed 8 members present: Daryl Anderson, Randy Kauk, Chris Kosmicki, Kenneth Kozisek, Ron Kulwicki, Jack Reimers, Dave Sack and Terry Spilinek. Jeff Christensen was absent. Also present were Cherri Klinginsmith, Planning & Zoning Administrator, Dave Schroeder, Howard County Attorney and Jennifer Ostendorf, Planning & Zoning Secretary. Members of the public were: Tylor Robinson, Brandt Bottolfson, Jordan Robinson, Bryan Robinson, Audrie Robinson, Liz Garduno, Bob Hirschman, Nate Timmons and Travis Caspersen.

The agenda and minutes were mailed to the board members prior to the meeting. A motion was made by Dave Sack and seconded by Chris Kosmicki to approve the minutes from the February 16, 2022 meeting. Motion carried by a unanimous voice vote.

At 8:05 P.M. the Final Public Hearing for MG Subdivision was held. (SE ¼ 20-13-9) Liz Garduno was present to represent their application. She told the board that they were splitting the land into 2- 3-acre lots and 1 - 4-acre lot. She had presented them with all the other details at the February meeting. With no discussion in favor or against Chairman Spilinek closed the public hearing. With not further discussion Dave Sack made a motion to approve the application for MG Subdivision – Multi-lot subdivision by Liz Garduno. Jack Reimers seconded the motion. Motion passed with a 8-0 roll call vote. Finding of Fact Attached

At 8:15 P.M. a Public Hearing for Derek & Tonya Wolinski Subdivision was held. (E ½ SW ¼ 12-16-12) Administrator Klinginsmith presented to the board for Michele Rasmussen. Administrator Klinginsmith told the board that they were wanting to subdivide off +/- 3.3 acres to build a house on. The land is in A-2 because it is with-in the 1 mile jurisdiction of Cotesfield. There will be an easement available for the farmers to get to the field and Klinginsmith said the Rasmussen was aware of this. With no discussion in favor or against Chairman Spilinek closed the public hearing. With no further discussion from the board Chris Kosmicki moved to approve the application for Derek & Tonya Wolinski Subdivision – Single lot subdivision by Michele Rasmussen. Kenneth Kozisek seconded the motion. The motion was passed with 8-0 roll call vote. Finding of Fact Attached

Discussion of Hirschman's Odor Footprint Section 4-13-9 Administrator Klinginsmith brought up for discussion the odor footprint that was approved for Bob Hirschman for section 4-13-9. Administrator Klinginsmith told the board that it was brought to her attention that the odor footprint online was incorrect. Klinginsmith told the board that she misunderstood the wind lines for the odor footprint. Also, on the odor footprint that is currently online the 33 ft for the road ride of way was not taken into account. Klinginsmith reached out to G-Works and asked them to correct the odor footprint. Klinginsmith worked with Jeremy at G-Works to correct the odor footprint. Klinginsmith presented the board with the corrected odor footprint and asked them if it was ok to use the corrected odor foot print. Tylor Robinson, a member of the public and landowner of adjoining land that odor footprint lies over, had spoke to Administrator Klinginsmith in the office prior to the meeting and presented her a copy of the odor foot print he drew with a different program. Robinson stated to the board that the odor footprint is being drawn incorrect and asked them to look at this again and make sure that the odor footprint is drawn correctly. After much discussion, the County Attorney, Dave Schroeder, instructed the board to follow the regulations that they have set in place. He suggested that the County Surveyor be contacted and have him go survey where the actual farm feedlot is located and use those measurements to create the odor footprint. Administrator Klinginsmith will get in touch with the County Surveyor and have him measure the piece of land and use those measurements for the odor footprint.



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Discussion on backgrounding cattle vs NDEE requirements Administrator Klinginsmith brought up for discussion that the county's regulations for backgrounding cattle is different than the NDEE. She explained that this is getting to be more popular and we have more people backgrounding in the county. As it is now Howard County allows cattle to be in an area for no more than 6 months in a calendar year without an odor footprint. Administrator Klinginsmith asked the board if they would like to follow the State's regulations or keep the regulations as they are for the county and just let the land owners know that if the state comes to look into their situation that they then have to follow the state's regulations. After much discussion the board decided to keep everything the way that it is now.

With no further discussions Dave Sack made a motion to adjourn the meeting and Ron Kulwicki seconded the motion. The motion passed by a unanimous voice vote. The next Howard County Planning & Zoning Meeting will be held on April 20, 2022 at 8 P.M.

Jennifer Ostendorf
Planning & Zoning Secretary