

MINUTES

The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Scott Gubbels, Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, and Martin Rohde. Also present: and Planning and Zoning Administrator Arnold Mellick and Commissioner Tony Gomez. Absent P&Z board members; Deb Green, Joe O'Neill and Brian Rush. See also attached list.

Moved by Marty Rohde, second by Paul Ireland to approve the minutes of the January 15, 2013 meeting. Motion carried.

First item on the agenda was Elliott Saunders to address the board regarding rezoning his property to R10. Mr. Saunders owns 20 acres and wishes to sell off 18 acres to his neighbor who owns adjoining property. If he can rezone to R10, he can keep his house and 2 acres. Mr. Saunders will have to fill out an application to rezone and have a public hearing with the Planning and Zoning Board. If the Planning & Zoning Board approves, it will go before the Board of Commissioners.

Next on the agenda was to discuss information from the NACO convention held in December. A topic of interest was conservation easements. Organizations like Ducks Unlimited as well as the DNR are putting land in conservation easements to use the land for hunting as well as to preserve wildlife habitat. Cattle ranchers can graze their cattle on it, but the soil can not be tilled up and used for farm ground or housing development. Once a conservation easement is recorded, it is very difficult to take it back out. A downside is that the landowner still pays taxes on property that they can't farm or make much profit off and the county brings in less tax revenue on ground taken out of crop production.

Next on the agenda is discussion on homeowner wind turbines. Dakota County does not currently have anything in its zoning regulations pertaining to this, but South Sioux City and Dakota City are allowing them in their zoning jurisdictions. After some discussion the Planning and Zoning Board will wait to see if there is any public interest before moving forward on this issue.

Next on the agenda is discuss who wants to attend the NPZA conference in March. Arnie, Marlan and Harold volunteered to attend.

Next on the agenda is Miscellaneous and Old Business. Elliott Saunders property in Willis was brought up. He passed his cleanup deadline and still has work left to do. Arnie will contact the county attorney to find out how to proceed.

Marlan Millard opened up the floor for public comment. No public

Moved by Harold Moes, second by Paul Ireland, to adjourn. Motion carried
Meeting was duly adjourned at 7:32 P.M.

Respectfully submitted,
Jolene Gubbels

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The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, Joe O'Neill, Martin Rohde, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick, County Commissioner Dick McNear and see attached list. Absent; P&Z board members; Scott Gubbels and Brian Rush

Moved by Marty Rohde, second by Paul Ireland to approve the minutes of the January 15, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

First on agenda is election of officers. Motion made by Joe O'Neill, second by Marty Rohde for Marlan Millard to remain as Chairman. Roll Call Vote. Unanimous. Motion Passed.

Motion made by Dick McCabe, second by Harold Moes for Marty Rohde to remain as vice-chair. Roll Call Vote. Unanimous. Motion Passed.

Motion made by Marty Rohde, second by Joe O'Neill for Dick McCabe to remain as secretary. Roll Call Vote. Unanimous. Motion Passed.

Next on the agenda is to go into Public Hearing to rezone Elliotte Saunders property to R10. Arnie Mellick stated that we do not need to have a public hearing since Elliotte is grandfathered in and can go down to 10,000 square foot and still be legal.

Next on the agenda is Miscellaneous and Old Business. Arnie stated that Kim Watson has contacted Elliotte Saunders attorney regarding the cleanup of his Willis property. We will wait to hear back from Kim on this issue. Special meeting scheduled for next week on February 25th has been cancelled. A resident on Hamlin Ave has 5 acres and wants to build a house under consanguinity. Usually people bring in a mobile home so it can be removed when no longer needed. These people would prefer to build. Arnie said that if they want to build, they should come before the board and apply to rezone their property.

Marlan opened up the floor for public comment. Dell Lieber addresses the board. He wants to sell 5 acres each to his son and grandson for each of them to build a house. He will need to have a portion of the minimum maintenance road reclassified so he can get a building permit. Arnie told him that as soon as the weather improves the road can be worked on since it has been added to the county's 1&6 for 2013 and that he will be able to get a building permit then.

Moved by Joe O'Neill, second by Harold Moes, to adjourn. Motion carried

Meeting was duly adjourned at 7:40 P.M.

Respectfully submitted,

Jolene Gubbels

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The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Scott Gubbels, Paul Ireland, Marlan Millard, Harold Moes, Joe O'Neill, Martin Rohde, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick, Absent; P&Z board members; Dick McCabe, and Brian Rush

Moved by Joe O'Neill, second by Paul Ireland to approve the minutes of the February 19, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:05 P.M to approve/disapprove the preliminary plat and final plat subdivision of the Hughes Commercial Park lots 1-5 in South Sioux City's extraterritorial jurisdiction

The Public Hearing closed at 7:10 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Harold Moes, second by Paul Ireland to approve the preliminary plat and final plat subdivision of the Hughes Commercial Park lots 1-5 and send their recommendation to the Board of Commissioners for final approval. Roll call vote. Unanimous. Motion passed.

Next on the agenda is Miscellaneous and Old Business. Arnie stated that Kim Watson has contacted Elliotte Saunders attorney regarding the cleanup of his property. Elliotte spoke with Arnie before the meeting and said that as soon as the weather clears up he will finish cleaning up his property.

Marlan opened up the floor for public comment. No public

Moved by Marty Rohde, second by Harold Moes, to adjourn. Motion carried
Meeting was duly adjourned at 7:15 P.M.
Respectfully submitted,

Jolene Gubbels

DAKOTA COUNTY PLANNING COMMISSION: March 19, 2013
PUBLIC HEARING

Public Hearing was called to order at 7:05 P.M to review the preliminary and final plat subdivision for Hughes Commercial Park lot 1-5 in South Sioux City's extraterritorial jurisdiction. The planning and zoning board reviewed the maps.

Chairman Marlan Millard closed the public hearing at 7:10 p.m.

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The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, Joe O'Neill, and Martin Rohde. Also present: and Planning and Zoning Administrator Arnold Mellick, and see attached list. Absent; P&Z board members; Scott Gubbels, Brian Rush, and Elvin Vavra.

Moved by Marty Rohde, second by Joe O'Neill to approve the minutes of the March 19, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

First on agenda is Elliotte Saunders to discuss cleanup of property in Willis and set deadline. After discussion with Elliotte, a motion was made by Joe O'Neill and second by Harold Moes to give Elliotte a 4 week deadline to have property cleaned up. Roll call vote. Unanimous. Motion carried.

Next on the agenda is Eric Overgaard to discuss acquiring ground from neighbor to put up a shed. Eric distributed property maps to show. Eric would like for his neighbor Ralph Maslonka to be able to sell him 1 acre of ground that sits behinds Eric's property so he can put up a shed. If Ralph sells Eric an acre, Ralph's property would go from 5.78 acres to 4.78 acres and be under the 5 acre requirement. Eric's property currently has 1.92 acres and was a lot of record before zoning regulations took effect. Arnie told him he will need to apply for a variance with the Board of Adjustments.

Next item on the agenda is Rick Nelsen to discuss minimum acreage requirements. After discussion, Arnie suggested that he take the option to fill out an application to rezone from AG to R10 and have a public hearing next month on this issue.

Next on the agenda is Miscellaneous and Old Business. Arnie went through the zoning and informational statements and stated that Brian Rush has resigned from the P&Z board and that the Board of Commissioners will be advertising to refill that position.

Marlan opened up the floor for public comment. Dick McNear stated that he would like to put up a garage/storm shelter, but would be closer to the road than 90' setback. Arnie told him he will have to apply for a variance with the Board of Adjustments.

Moved by Harold Moes, second by Paul Ireland, to adjourn. Motion carried
Meeting was duly adjourned at 7:40 P.M.
Respectfully submitted,

Jolene Gubbels

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The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Scott Gubbels, Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick, and Dakota County Commissioner Tony Gomez, Rick Nelsen, Jon David Nelsen, Ron Nohr, and Fred Franklin. Absent; P&Z board members: and Joe O'Neill, Martin Rohde, Brian Rush(turned in resignation looking for replacement)

Moved by Paul Ireland, second by Harold Moes to approve the minutes of the May 21, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:03 P.M to review a rezoning request from John David and Rick Nelsen to rezone from Ag to R10 at the property located at 1328 Fiddler Creek Rd, Emerson, NE.

The Public Hearing closed at 7:27 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Paul Ireland, second by Dick McCabe to send their recommendation of approval to the Board of Commissioners for final approval. Roll call vote. Voting yes; Ireland, McCabe, Millard, and Moes. Voting no; Gubbels, Vavra. Motion passed.

Next item on the agenda, Fred Franklin with Alpha Land Surveying to discuss Hwy 12 subdivision located at Section 2, T-29-N, R-6-E. This property is right on the county line on Hwy 12. and will be made up of 21 lots of 2 to 3 acres each. The developer is Chris Stewart. Fred is presenting the board with a sketch map and will later present the P&Z board with a preliminary and final plat map. They have permission from the State of Nebraska for a access road into the place that will lead into a couple of cul-de-sacs. It will be a private drive so the county will not be responsible for maintaining any of the roads. The homeowner association will take care of the roads. 5 Community wells servicing about 4 lots apiece. Each lot will have their own septic system. Fred is hoping by August he can present the P&Z board with a preliminary plat map.

Next item on the agenda is to discuss the cleanup of Elliotte Saunders property at Willis.. Elliotte has been given over a year to clean up his property and has not made much progress. After some discussion it was decided for Arnie to turn Elliotte Saunders over to the county attorney for her to take further action.

Next on the agenda is Miscellaneous and Old Business. Arnie went through the list of zoning permits.

Marlan opened up the floor for public comment. No public

Moved by Harold Moes, second by Paul Ireland to adjourn. Motion carried

Meeting was duly adjourned at 7:59 P.M.

Respectfully submitted,

Jolene Gubbels

Public Hearing was called to order at 7:03 P.M to review a Zoning Request Change application for Jon David Nelsen and Rick Nelsen to change zoning from AG to R10 at property located at 1328 Fiddler Creek Rd, Emerson, NE.

In 1990 Rick put up a mobile home, with building permit stating the area was on 160 acres. In 1998 Rick approached the P&Z Commission concerning the removal of the mobile home and replacing it with a dwelling. At this time the acreage minimum was 20 acres and it was stated the dwelling would be for a farm labor. The dwelling was never built and in November of 2012 Rick applied for a new building permit to put up a new home. At this time, he went to the Register of Deeds to separate off the dwelling and the P&Z Admin. was notified that he was sectioning off ground with less then the 5 acre minimum. Rick said that he had permission in 1998 to go under 5 acres, but did not follow through with the process and was doing it now.

Scott Gubbels asked what the requirements to go to R10 were. Arnie asked Jon if it was possible for him to give Rick more land to make it legal. Jon said that he would rather not, since it was approved by the board years ago to be less than 5 acres.

Chairman Marlan Millard closed the public hearing at 7:27 p.m.

MINUTES

The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, Joe O'Neill, Martin Rohde, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick, and Dakota County Commissioner Tony Gomez. Kevin & Barb Stewart, Chris Stewart, Steve Devos, and Fred Franklin. Absent; P&Z board members: Scott Gubbels, and Warren Hoelsing

Moved by Paul Ireland, second by Harold Moes to approve the minutes of the June 18, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:04 P.M to review a preliminary plat submitted by Chris Stewart for a subdivision located at Section 2, T-29-N, R-6-E. The Public Hearing closed at 7:20 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Marty Rohde, second by Joe O'Neill to approve the preliminary plat. Roll call vote. Unanimous. Motion passed.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:22 P.M to review a conditional use application submitted by Steve Devos for a wind turbine located at Andersen Farms located at 765 200th Street Dakota City, NE

The Public Hearing closed at 7:32 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Joe O'Neill, second by Paul Ireland to send their recommendation of approval to the Board of Commissioners for final approval. Roll call vote. Unanimous. Motion passed.

Next on the agenda is Miscellaneous and Old Business. Arnie stated that county attorney Kim Watson is having the Sheriff's department do an investigation on Elliotte Saunders property to establish cause for a case against Elliotte for not cleaning up his property in the given time. Arnie went through the list of zoning permits.

Marlan opened up the floor for public comment. No public

Moved by Harold Moes, second by Marty Rohde, to adjourn. Motion carried
Meeting was duly adjourned at 7:40 P.M.
Respectfully submitted,

Jolene Gubbels

DAKOTA COUNTY PLANNING COMMISSION: August 20, 2013
PUBLIC HEARING

Public Hearing was called to order at 7:03 P.M by Chairman Marlan Millard to review a preliminary plat submitted by Chris Stewart and Fred Franklin for a subdivision located at Section 2, T-29-N, R-6-E. Arnie Mellick, the Zoning Administrator started off by going through the checklist of items not included on the preliminary plat; owner of the subdivision, graphic scale, date, adjoining property owners, proposed utility systems, names of streets, building setbacks and easement lines and an application for subdivision has still not been handed in. Fred Franklin, the surveyor explained that the large original map has a scale, but he made the

submitted maps scaled down to fit on 11x17 so scale was not included on smaller maps. The street was recently named Prairie Ridge Way. The water wells and septic were shown and the other utilities will be in the roadway underground and the transformers will be in 50' easement. The roads will be private and the county will not have to maintain them. Arnie told him that the application for subdivision needed to be handed in as well as a request for rezoning. Arnie also stated that they might want to have the fire department look at the preliminary map and see if they have a problem with getting in and out for a fire. Fred stated that all the streets will be large enough for fire and rescue equipment to get in and out of easily. Arnie said that it would be up to the county commissioners, but cul-de-sacs were not allowed in Dakota County, but since it is a private subdivision and the county will not be responsible for the roads that they might make an exception. Fred Franklin the surveyor stated that it is not the intention for the county to take over the roads and that it will be maintained by a homeowners association. Arnie asked why one of the lots was less than 2 acres. Fred stated that is just how it is come out. They are taking soil samples and sending it to DEQ along with their subdivision plans showing where the well and septic systems are planned to go and it will be up to the DEQ to have the final say of the lot lines. Arnie asked about drainage. Fred stated that they had a natural drainage area and they were going to leave alone. One zoning member asked if they would have a drainage pond. Fred said that it would continue to drain in the same area and that Department of Environmental Quality will receive an erosion control plan. Arnie asked that if the final plat would contain all the missing information. Fred Franklin said that the final will contain everything from the list and be complete. A planning and zoning member asked about fire hydrants and Fred said that they will be able to tap into the wells. Fred said that it will probably take the DEQ another 3-4 weeks to give their approval, so the final maps will not be done for a month or two. The cul-de-sacs were brought up again and discussion was held. It was the general consensus that with the cul-de-sacs in there, it would definitely keep the county from ever taking over the roads. Fred stated that they would be 50' in diameter and be plenty wide enough, but they want to keep the subdivision private and it will not be turned over to the county for maintenance.

Chairman Marlan Millard opened up the floor for public comment. No comments.

Chairman Marlan Millard closed the public hearing at 7:20 p.m.

Public Hearing was called to order at 7:22 P.M by Chairman Marlan Millard to review a conditional use application submitted by Steve Devos for a wind turbine located at Andersen Farms. The wind turbine will be used along with solar energy. The FFA has given there approval. They are near the flood plain, but not in it, so they will not need a flood plain permit. It will be located 150' to 200' from any structures. They will use what will be generated, but will not have any energy storage facility. Height will be 101' to top of rotor. The blades will be approximately 15' – 20' above tree line Engineer has reviewed the drawings and signed off, a structure analysis has been done on the 1984 Morton building for the loads for the solar array and signed off on that.

FFA is in place as well as Interconnection. The structure will be a ¼ mile from the nearest neighbor.

Chairman Marlan Millard opened up the floor for public comment. No comments.

Chairman Marlan Millard closed the public hearing at 7:32 p.m.

MINUTES

The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Scott Gubbels, Warren Hoelsing, Paul Ireland, Dick McCabe, Marlan Millard, Harold Moes, Joe O'Neill, Martin Rohde, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick. Sarah Watson with Northern Natural Gas and Mick Connealy attorney for Dixon County Bank. Absent; Dakota County Commissioner Tony Gomez

Moved by Marty Rohde, second by Joe O'Neill to approve the minutes of the August 20, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:04 P.M to review a conditional use application submitted by Northern Natural Gas Co. for a natural gas pipeline and compressor station located at SW4 Section 1, T27N, R8E.

The Public Hearing closed at 7:10 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Paul Ireland, second by Marty Rohde to approve conditional use permit application to allow pipeline and compressor station and send their recommendation of approval to the Board of Commissioners for final approval. Roll call vote. Unanimous. Motion passed.

Next item on the agenda is Mick Connealy with the Bank of Dixon County to discuss sale of property located at 1273 L Ave, Jackson, NE which does not meet the 5 acre requirement. The bank owns the house and 40 acres of Elliotte Saunder's ground and the Kerns own 20 acres of ground to the south. The bank is having a property dispute with the Kerns and to solve the situation, the bank wants to sell the house and small portion of ground to the Kern's and add that to their 20 acres. Motion made by Joe O'Neill, second by Harold Moes to have property line drawn at 50 feet or seek a variance from the board of adjustments. Roll call vote. Gubbels – nay, Hoelsing – nay, Ireland – yea, McCabe – yea, Millard – yea, Moes – yea, O'Neill – yea, Rohde – yea, Vavra – yea. Motion carried.

Next on the agenda is Miscellaneous and Old Business. Arnie stated that Elliotte Saunder's property in Willis has had some substantial cleanup, but still has a way to go. Arnie went over the list of building permits and informational statements.

Marlan opened up the floor for public comment. No public

Moved by Harold Moes, second by Marty Rohde, to adjourn. Motion carried

Meeting was duly adjourned at 7:45 P.M.

Respectfully submitted,

Jolene Gubbels

DAKOTA COUNTY PLANNING COMMISSION: October 15, 2013

PUBLIC HEARING

Public Hearing was called to order at 7:04 P.M by Chairman Marlan Millard to review a conditional use permit application for Northern Natural Gas Co. to install a natural gas pipeline and compressor station located at SW4 Section 1, T27N, R8E. Sarah Watson from Northern Natural Gas Co. explained that they will be running a new line from an existing line and compressor station in Fremont. The compressor station will be located at the

corner of 225th Street and G Ave. The closest resident is over ½ mile from the compressor station. The pipeline will be go straight across from the compressor station across the river to CF Industries.

MINUTES

The regular meeting of the Dakota County Planning and Zoning Commission was called to order at 7:00 P.M. by Chairman Marlan Millard. Notice was made regarding the Open Meeting Act posted on the wall and the Pledge of allegiance was said by all.

Present were: Paul Ireland, Marlan Millard, Harold Moes, Joe O'Neill, and Elvin Vavra. Also present: and Planning and Zoning Administrator Arnold Mellick and Dakota County Commissioner Tony Gomez. Absent; Scott Gubbels, Warren Hoelsing, Dick McCabe and Martin Rohde

Moved by Joe O'Neill, second by Paul Ireland to approve the minutes of the October 15, 2013 meeting. Roll Call Vote. Unanimous. Motion carried.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:03 P.M to review a rezoning application for Prairie Ridge Subdivision from AG to R10 located at the Northwest ¼ of the Northeast ¼ of Section 2, T29N, R6E.

The Public Hearing closed at 7:04 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Harold Moes, second by Joe O'Neill to approve rezoning application for Prairie Ridge Subdivision and send their recommendation of approval to the Board of Commissioners for final approval. Roll call vote. Unanimous. Motion passed.

Chairman Marlan Millard declared the regular meeting closed and the Public Hearing open at 7:05 P.M. to review the final plat for Prairie Ridge Subdivision located at the Northwest ¼ of the Northeast ¼ of Section 2, T29N, R6E.

The Public Hearing was closed at 7:26 P.M. and the regular meeting of the Planning and Zoning Commission reopened.

Motion made by Joe O'Neill, second by Harold Moes to approve the final plat of the Prairie Ridge Subdivision and send their recommendation of approval to the Board of Commissioners for final approval. Roll call vote. Unanimous. Motion passed.

Next on the agenda is Miscellaneous and Old Business. Arnie stated that he has not heard back from the bank regarding Elliotte Saunders' property north of Jackson. Paul stated that a deputy was taking pictures of Elliotte's property by Willis. Arnie went over the list of building permits and informational statements.

Marlan opened up the floor for public comment. No public

Moved by Harold Moes, second by Joe O'Neill, to adjourn. Motion carried
Meeting was duly adjourned at 7:37 P.M.
Respectfully submitted,

Jolene Gubbels

DAKOTA COUNTY PLANNING COMMISSION: November 19, 2013
PUBLIC HEARING

Public Hearing was called to order at 7:03 P.M by Chairman Marlan Millard to review a rezoning application for Prairie Ridge Subdivision from Ag to R10 located at the Northwest ¼ of the Northeast ¼ of Section 2, T-29-N, R-6-E.

Chairman Marlan Millard opened up the floor for discussion and for public comment. No comments.
Chairman Marlan Millard closed the public hearing at 7:04 p.m.

Public Hearing was called to order at 7:05 P.M. by Chairman Marlan Millard to review a the final plat submitted for the Prairie Ridge Subdivision located at the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 2, T-29-N, R-6-E. Fred Franklin stated that NDEQ passed a new regulation that will only allow 5 lots per community well per subdivision. The Prairie Ridge Subdivision followed this rule, but to make sure all regulations are followed they broke the Subdivision into 4 separate subdivisions so now will be called Prairie Ridge 1st Subdivision, Prairie Ridge 2nd Subdivision, Prairie Ridge 3rd Subdivision, and Prairie Ridge 4th Subdivision.

Arnie Mellick, Planning and Zoning Administrator, asked for a copy of the covenant. It will be need before the Board of Commissioners meeting on November 25, 2013. A certificate of engineering will be needed also.

Arnie then went through the final checklist. The street name will be changed from Prairie Ridge Drive to Prairie Ridge Way. Also there is a typo on the owners certificate on the Prairie Ridge 4th Subdivision, noting the Prairie Ridge 3rd Subdivision, this typo has been changed to the Prairie Ridge 4th Subdivision.

The question of fire hydrants were brought up. The wells on the property will be able to be tapped into for the fire departments.

Another typo was brought up and Fred will change the word county to county on the Approval for county commissioner's chairman signature.

Chairman Marlan Millard opened up the floor for public comment. No comments.

Chairman Marlan Millard closed the public hearing at 7:26 p.m.