
**AGENDA, JOINT CITY COUNCIL/COUNTY COMMISSION MEETING
TUESDAY, DECEMBER 4, 2012, 8:45 A.M.
BROWN COUNTY COMMISSION CHAMBERS, 25 MARKET STREET**

1. ROLL CALL
2. ORDINANCE NO. 12-11-01 (412) – ORDINANCE AMENDING ORDINANCE NO. 1164 TO REZONE CERTAIN DESCRIBED PROPERTY FROM SECTION 701 (A-1) TO SECTION 714 (M-AG) LOT 14, AUDITOR'S SUBDIVISION IN THE SE ¼ OF SECTION 27, T123N, R64W OF THE 5TH P.M., BROWN COUNTY, SOUTH DAKOTA
POSSIBLE SECOND READING AND FINAL ADOPTION OF ORDINANCE NO. 12-11-01

ANY OTHER SUCH BUSINESS WHICH MAY COME BEFORE THIS COUNCIL AT THE MEETING

City of Aberdeen
Request for Council Action

Agenda Item No.	2	Meeting Date:	November 27, 2012 December 4, 2012
Agenda Section	New Business old	Originating Dept:	Planning and Zoning
Resolution	NA		
Ordinance	12-11-01	Prepared by:	Ken Hubbart, Planner
No. of Attachments	4	Presented by:	Brett Bill Planning and Zoning Director/Building Official

Item:

Rezoning: A-1 (Agricultural District) to M-Ag (Mini-Agricultural District)
2208 135th Street – Robert Ross.

City Manager's Proposed Action:

Motion by _____, Second by _____ to approve first/second reading of the proposed petition to rezone.

Overview:

The petitioner is requesting this rezoning in order bring the property into compliance with the minimum lot size requirements with the intention of constructing an attached garage onto an existing single family residence. Approval for this petition to rezone was granted by the Joint City/County Planning Commission on November 20, 2012.

Primary/Issues/Alternatives to Consider:

None.

Budgetary/Fiscal Issues:

None.

Attachments:

Staff Report
Petition to Rezone
Map of Proposed Rezone
Ordinance

STAFF REPORT
November 20, 2012

REZONING A-1 to M-Ag

GENERAL INFORMATION

PETITIONER	Robert Ross
REQUEST	Rezone from Agricultural District to Mini-Agricultural District
LEGAL DESCRIPTION	Lot 14, Auditor's Subdivision in the SE¼ Sect. 27-T123N-R64W of the 5 th P.M., Brown County, South Dakota.
LOCATION	2208 135 th Street SW
EXISTING ZONING	Agricultural District
PROPOSED ZONING	Mini-Agricultural District
SURROUNDING ZONING	
North:	Agricultural District
South:	Mini-Agricultural District
East:	Agricultural District
West:	Mini-Agricultural District
PUBLIC UTILITIES	WEB Water
REPORTED BY	Ken Hubbart

RECOMMENDATION: Staff recommends approval of this petition to rezone.

GENERAL COMMENTS: The petitioner is requesting this petition to rezone in order to bring the property into compliance with the minimum lot size requirements in order to construct an attached garage on an existing single family residence

REVIEW: Staff have reviewed this petition to rezone and concur with its approval.

REZONING PETITION (Three Mile Jurisdiction)

To the City Commission and County Commission
City Hall and Brown County Courthouse
Aberdeen, SD 57401

Petition No:	_____
Date:	<u>10/9/12</u>
Receipt No:	<u>519689</u>
Filing Fee:	City <u>\$180</u> County <u>\$150</u>
	(non-refundable)
Ord/Res No:	<u>12-1101 (412)</u>

City Commission and County Commission Members

I/We, the undersigned, do hereby petition the City Commission of Aberdeen and the Brown County Commission, Brown County, South Dakota, to rezone property as follows:

Legal Description (Please print in black ink or type):

Lot 14, Auditor's Subdivision in the SE 1/4 Sect. 27 - T123-R64

General Area Location or Street Address: 2208 135th St. SW

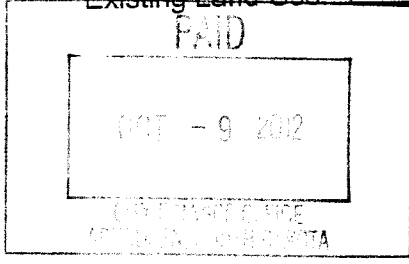
From the A-1 (Agricultural) Sec 701 District

To the M-Ag (Mini-Agricultural) Sec 714 District

Purpose: bring property into compliance with lot size requirements in order to construct attached garage

Size of Parcel: 100' x 300'

Existing Land Use: Residence



Petitioner (Print): _____

Signature: _____

Date: _____ Phone: _____

Address: _____

City State Zip

Checked by:	<u>Ken</u>
Given Sign:	<u>[Signature]</u>
Exhibit A:	_____
Site Plan:	_____
PC Meeting:	<u>11/20</u>
1st Reading:	<u>11/27</u>
2nd Reading/Final Adoption:	<u>12/4/12</u>

Owner (Print): Robert Ross

Signature: Robert Ross If different than above.

Date: 10-9-12 Phone: 605-225-1610

Address: 2208 135th St SW
Aberdeen SD 57401
City State Zip

ORDINANCE NO. 12-11-01
AN ORDINANCE AMENDING ORDINANCE NO. 1164 TO REZONE
CERTAIN DESCRIBED PROPERTY

BE IT ORDAINED by the Aberdeen City Council, Brown County, South Dakota, that the Petition to Amend Ordinance No. 1164 to rezone the following described property filed by Robert Ross is hereby granted and Ordinance No. 1164 is hereby amended to change the zoning on the following described property from its present zoning designation of Section 701 (A-1) Agricultural District to Section 714 (M-AG) Mini-Agricultural District, said property being described as follows:

Lot 14, Auditor's Subdivision in the SE ¼ of Section 27, T123N, R64W of the 5th P.M., Brown County, South Dakota

BE IT FURTHER ORDAINED by the Aberdeen City Council, Brown County, South Dakota, that the zoning official for the City of Aberdeen is hereby authorized to change the official zoning map for the City of Aberdeen to reflect this Ordinance.

Notice of Hearing November 8, 15, and 22, 2012

Passed First Reading November 27, 2012

Passed Second Reading _____

Adopted _____

Published _____

Effective Date _____

Mayor

ATTEST:

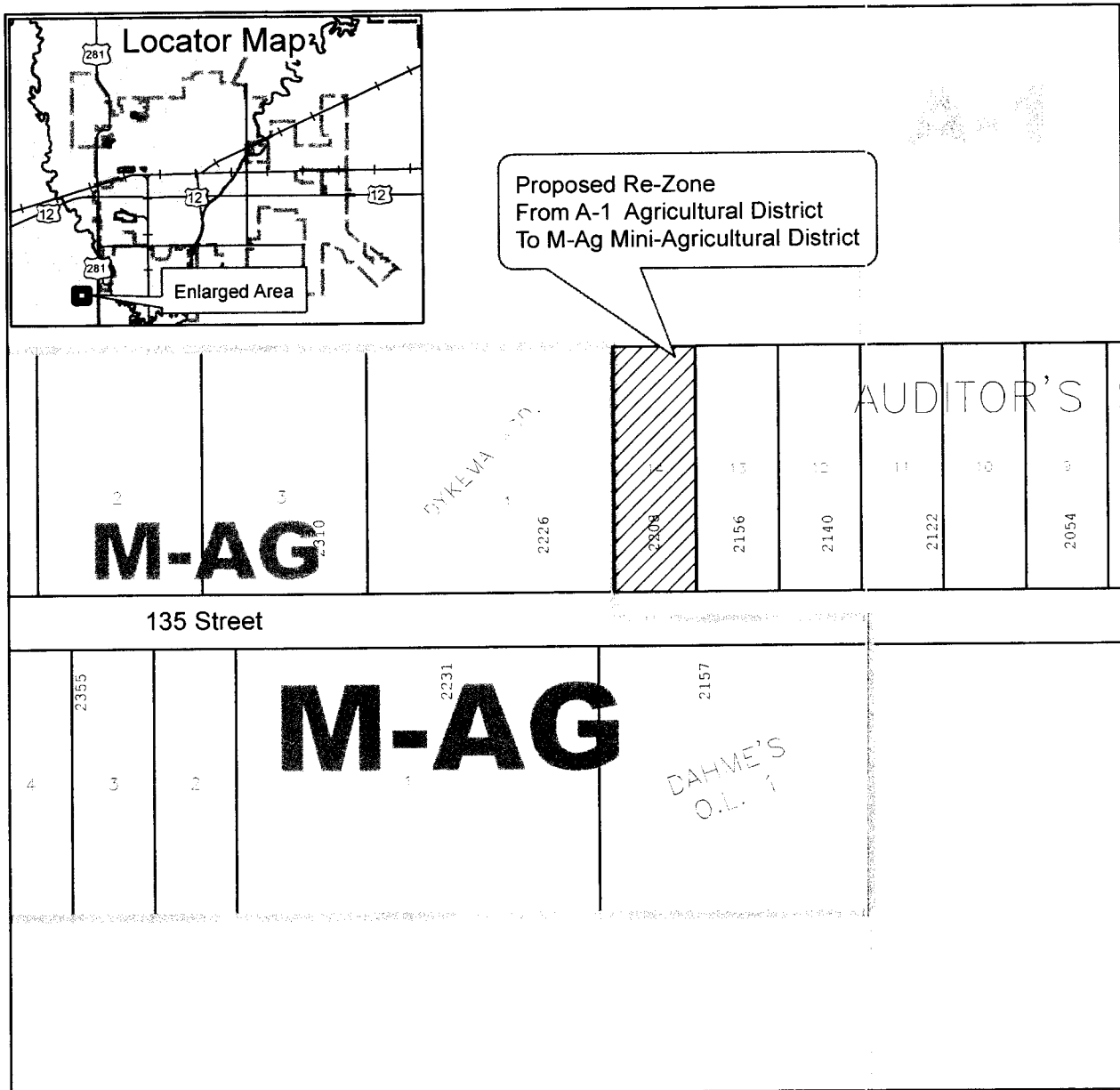
Finance Officer

Proposed Re-Zone

Address / Legal Description : 2208 135th St SW / Lot 14, Auditor's Subdivision in the SE 1/4
Sec. 27 T123 R64

Current Zone: A-1 Agricultural District

Proposed Zone: M-Ag Mini-Agricultural District



Prepared By: Dwayne Schueller, GIS/Planning Technician, City of Aberdeen File: Re-Zone 12-11-01
Address boundaries and legal descriptions were obtained from the assessor's office of Brown county, South Dakota
Not a Legal Document