

THE MINNEHAHA COUNTY COMMISSION CONVENEED IN JOINT SESSION WITH THE SIOUX FALLS CITY COUNCIL AT 5:00 P.M., March 18, 2002, pursuant to adjournment on March 12, 2002. Commissioners present were O'Connor, Pekas, Twedt, and Zweep. Commissioner Kolbe absent. Jody Hilmoie, Deputy Auditor, was also present.

City Council Members present: Baker, Gleason, Grevlos, Jamison, Kavanaugh, Kelly, Rust, and Smith. Mayor Hanson absent.

Vice-Chairman O'Connor called the meeting to order.

#### ZONING HEARINGS

Dave Queal, Planning Director, presented the second reading of an amendment to the 1983 Comprehensive Extraterritorial Zoning Regulations for Minnehaha County and the City of Sioux Falls which would rezone from the A-1 Agricultural District to the C Commercial District property legally described as Lot 4A Block 2 of Sorum's Subdivision in Section 9-T102N-R49W. This property is located two miles north of Sioux Falls and both the City and County Planning Commissions have recommended denial of this rezoning. After receiving a complaint, the Planning Office discovered that a business was operating out of one of the apartments in the building on the subject property. This can not qualify for a home occupation permit because the business owner does not reside at the site. There is no direct access to the highway and the rezoning would not comply with the City's 2015 Growth Plan nor the County's Comprehensive Plan. There was no one present who wished to speak to this item. MOTION by Twedt, seconded by Zweep to deny the rezoning. 4 ayes. City concurred.

Mr. Queal also presented the second reading of the 2002 Revised Extraterritorial Zoning Regulations for Minnehaha County and the City of Sioux Falls. Both the City and County Planning Commissions have recommended approval of this ordinance, and Mr. Queal noted that there was no public comment at the Joint Planning Commission meeting. This will update the ordinance approved in 1983, and incorporate changes that have been made over the years, however it leaves the extraterritorial boundary as it is now. The new regulations provide for changes in the boundary upon approval by both the County Commission and the City Council. Jeff Schmitt, Sioux Falls Assistant Planning Director, reviewed the process that would be followed to change the extraterritorial boundary. MOTION by Zweep, seconded by Pekas to approve Ordinance MC30-02. 4 ayes. City concurred.

#### ORDINANCE MC30-02

AN ORDINANCE ADOPTING THE 2002 REVISED EXTRATERRITORIAL ZONING REGULATIONS FOR MINNEHAHA COUNTY AND THE CITY OF SIOUX FALLS AND REPEALING THE 1983 COMPREHENSIVE EXTRATERRITORIAL ZONING REGULATIONS FOR MINNEHAHA COUNTY AND THE CITY OF SIOUX FALLS.

BE IT ORDAINED BY MINNEHAHA COUNTY, SOUTH DAKOTA:

Section 1. That Ordinance MC30-02, 2002 Revised Extraterritorial Zoning Regulations for Minnehaha County and the City of Sioux Falls, attached hereto, is hereby adopted. The regulations and associated Official Zoning Map are on file with the Minnehaha County Auditor.

Section 2. That Ordinance MC5-83, 1983 Comprehensive Extraterritorial Zoning Regulations for Minnehaha County and the City of Sioux Falls is hereby repealed and replaced by the 2002 Revised Extraterritorial Zoning Regulations.

Adopted this 18th day of March, 2002.

ATTEST:	BOARD OF COUNTY COMMISSIONERS
Jody Hilmoie	Michael J. O'Connor
Deputy Auditor	James Zweep
	John Pekas
	Carol Twedt

MOTION by Twedt, seconded by Zweep to adjourn until the regular Commission Meeting at 9:00 a.m. on March 19, 2002. 4 ayes.  
Jody Hilmoie, Deputy Auditor