

## Stutsman County Zoning Board Minutes

May 21, 2009

At 3:00 p.m. the meeting was called to order by Harold Bensch, Chairman. Present were Charlie Kourajian, Dale Marks, Harold Bensch and Doug Kaiser. Duane Andersen was present by phone. Absent were Ken Schulz, Ryan Odenbach, and Brian Amundson. Also present were Fritz Fremgen, State's Attorney and Noel Johnson, Zoning Administrator.

Comments received from Jared Opp and Brian Rau, both Medina, indicated that they would prefer large setbacks – from 5RD to 7RD.

It was noted that line 250 (page 7) should be 5 RD. Line 257 is correct at 2RD but line 259 was missed and should also read 2RD.

Marks made a motion to approve the minutes from the March 26, 2009 meeting. Kaiser seconded the motion. Motion carried.

Page 9, line 304 and line 308, 5RD should be struck out and should read as 2RD.

Review of ordinance:

Page 2 – line 36 and 37 - platting chapters in NDCC noted, platted subdivision included in “occupied structure”. Stable removed and airstrip included as structures.

Page 4 – line 132 – removed cap, straight \$1000 per turbine.

Page 1 – line 16 – should be 2RD

Page 2 – line 60 and 61 – measurements are given in meters, bracket footage conversion (ie. 140 meters (520')). Change example to 2RD (2 times rotor diameter or 4 times the radius).

Page 6 – line 207 - overhead lines require a waiver from the private landowner and evidence to the Planning and Zoning Commission.

Page 7 – line 229 – MET tower regulations. Requirements spelled out.

Page 7 - line 248 – centerline of improved surface of a road or airstrip.

Page 8 – line 271 – Notice must be given to all property owners.

Page 8 – line 297/299 - Wind wakes can extend more than 5 RD.

Page 9 – line 321 – Reclaiming three feet below preconstruction grade.

Kaiser made a motion seconded by Marks to adopt the draft with the changes made today and file the draft ordinance with the County Auditor. Motion carried.

Hearing will be June 16, 2009 at 9:00 a.m.

Meeting adjourned at 3:34 p.m.

Noel A. Johnson  
Zoning Administrator

NJ/rv