

2010 Legal and Public Notices

quirements, could decrease her property value between \$15,000-\$65,000. Chaney said anyone who purchased property in Wildwood Park after the flood plain designation should have been made aware of related construction requirements.

Following public input, the Board agreed language in the zoning ordinance may need to be clarified and/or rewritten to better reflect the County's intent. The discussion included several references to Section 1525, which states, "No camping unit as defined herein shall be parked and occupied upon a lot and not within a designated campground for a period of greater than 14 days within a calendar year."

The Board asked States Attorney Rob Klimisch to review language in Section 1525 and give his interpretation and recommendation at the next regular meeting.

Action 13523Z: A motion was made by Johnson and seconded by Sinclair to table any action on the Wildwood Park Administrative Review until Tuesday, Nov. 5, 2013 at 4:30 p.m., when States Attorney Klimisch will provide his recommendation. All present voted aye; motion carried.

Action 13524Z: A motion was made by Sinclair and seconded by Freng to adjourn as Board of Adjustment and reconvene in regular session. All present voted aye; motion carried.

Planning Commission: Zoning Administrator Garrity said five people volunteered to serve the remainder of Steven Aune's three-year term on the Planning Commission. Mr. Aune died in August. Each of the Board members marked the name of their preferred candidate on a ballot. Auditor Hojem counted the votes and reported Glen Ekeren was the top choice of all five commissioners.

Planning Conference: Zoning Administrator Garrity discussed plans for the South Dakota Planning Association Conference to be held Oct. 23-24 in Yankton. Garrity expects attendance in the 70-80 range. He said several of the conference sessions relate to issues county commissioners face on a regular basis.

Action 13525AUD/Z: A motion was made by Johnson and seconded by Sinclair to approve expenses (meals and registration) for county officials who choose to attend the S.D. Planning Association Conference in Yankton on Oct. 23-24; and to approve travel expenses for Auditor Patty Hojem and Deputy Auditor Karen Faerber to attend a three-day election workshop Nov. 13-15 in Sioux Falls. All present voted aye; motion carried.

NFAA Abatement Request: The Board resumed its Sept. 24 discussion of a \$45,543.97 property tax abatement request from the National Field Archery Association for several parcels of NFAA land on the east side of Yankton. NFAA complex manager Bruce Cull asked for the abatement, due to the association's status as a charitable organization. Deputy Director of Equalization Matt Archer said he toured the NFAA properties and met with Cull to determine what percentage of the association's land holdings should qualify as non-profit, thereby making them eligible for tax exempt status.

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If the Board chose to approve the abatement request, Archer recommended \$37,277.16 in 2012 property taxes and \$4,553.01 in 2011 property taxes for a total abatement of \$41,830.17.

Director of Equalization Lori Mackey and County Treasurer Pam Marchand had stated Sept. 24 that NFAA representatives were notified of the procedure to request tax-exempt status and failed to do so, missing the deadline. Commissioner Freng said the Board previously refused other tax abatement requests due to missed deadlines, including applicants for owner-occupied status and elderly tax freeze status. Freng said the County should act on abatement requests in a fair and consistent manner.

Cull said the missed deadlines were his responsibility and he will suffer the consequences, but asked for the Board's compassion in this abatement request.

Action 13526DOE: A motion was made by Johnson and seconded by Jensen to approve the abatement of \$41,830.17 in 2011 and 2012 property taxes for several parcels of land owned by the National Field Archery Association, based on calculations provided by the DOE office. Roll call vote: Johnson, yes; Jensen, yes; Freng, no; Moore, no; Sinclair, no. Motion failed 3-2.

Action 13527DOE: A motion was made by Sinclair and seconded by Freng to approve the National Field Archery Association's status as a non-profit, charitable organization that would be eligible for future property tax exemptions. Roll call vote: Sinclair, yes; Freng, yes; Johnson, yes; Moore, yes; Jensen, yes. Motion carried 5-0.

Next Meeting: The next regular meeting of the Board will be held Tuesday, Nov. 5, 2013 at 3:30 p.m. in the Commission Chamber of the Government Center. Items on the next meeting agenda will include: States Attorney recommendation on Wildwood Development Administrative Review at 4:30 p.m.; courtroom remodel proposal; plat consideration; three variance public hearings; Planning Commission appointment; and east county line road project.

A motion was made by Johnson to adjourn.

Bruce Jensen, Chairman
Yankton County Board of Commissioners

ATTEST:
Patty Hojem, County Auditor
Published once at the approximate cost \$356.65.

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Jury Deliberates In 2 NE Neb. Deaths

NELIGH, Neb. (AP) — A jury is considering whether to convict a man of killing a Nebraska couple last year.

The jury began considering the case against 33-year-old Matthew Hinrichsen on Friday, but only deliberated for about a half an hour. The jury will resume its work Monday.

Hinrichsen is charged with two counts of first-degree murder in the December 2012 deaths of Victoria Lee and her husband, Alex Vargas.

Their bodies were found in a charred trailer in rural Antelope County, where the newlyweds were living. Prosecutors say Vargas died from three gunshot wounds, and Lee died of blunt force trauma to her head.

During the trial, Hinrichsen's lawyers didn't dispute that he killed the couple, but they argued the killings weren't planned. So they say Hinrichsen should be convicted of manslaughter, not murder.

Neb. Has New Plate Renewal Notice

LINCOLN, Neb. (AP) — The Nebraska Department of Motor Vehicles has launched a new statewide license plate renewal notice.

The DMV estimates that it will mail about 2.1 million notices annually, using a new automated method. Previously, the work was done by individual county treasurer offices that printed postcard-sized notices.

The new notices will be mailed in a large window envelope that shows the county treasurer's name and address. The letter-sized form will include messages specific to each county and vehicle. It also will mention that license plates can be renewed online.

Rhonda Lahm, the department's director, says the new approach will help streamline the process.

YOUR NEWS!
The Press & Dakotan

Neb. Drought Improving But Winter Will Be Key

LINCOLN, Neb. (AP) — The drought that has affected Nebraska for almost two years is nearly over after rain fell at the right times this year and the state benefited from Colorado's floodwaters.

The Lincoln Journal Star reports that climatologist Mark Svoboda says things are improving and the southwest corner of the state is the only area still in bad shape.

The National Drought Mitigation Center at the University of Nebraska-Lincoln says only about 5 percent of Nebraska remained in extreme drought this week.

But experts say drought conditions would return if the state experiences another dry winter.

Across Nebraska, soil moisture generally looks good down to two or three feet. But State Climatologist Al Dutcher says he'd like to see the soil saturated to at least five feet before spring planting.

Sioux Falls Looking At Record Year For Permits

SIoux FALLS (AP) — Sioux Falls is having a record year for building activity, issuing \$524.3 million in construction permits.

That surpasses the previous mark set in 2007, and city planning director Mike Cooper predicts a \$550 million finish for the year and a potential repeat in 2014, the Argus Leader reported Sunday.

Michael Neal, senior economist for the Washington, D.C.-based National Association of Home Builders, said unemployment in South Dakota was only half the national average during the recession, and that the housing bust and foreclosures were softer than in Sioux Falls than in other places.

Communities across the Upper Midwest seem to be doing better than the national average, but "Sioux Falls especially seems to be outpacing all of them," he said.

Housing in Sioux Falls is also seeing an uptick. About half of the \$524.3 million in Sioux Falls is new single-family and multifamily residential construction, including \$40 million in home remodeling and additions.

"It really reflects that we're not just pushing development

in one area of the city, and we're not just pushing one kind of development," Cooper said. "It's really across the board."

Sioux Falls officials said the construction of the Highway 100 loop around the east and south sides of the city should lead to more residential, retail and commercial development.

Sioux Falls Mayor Mike Huether said restaurants and hotels will rise from the landscape around the new events center. And despite ongoing controversy with Wal-Mart's desire to open a store in the south part of town, "we're confident that it wants to build a superstore somewhere," he said.

Sanford Health System has said it wants to build a new cancer center, and Sam's Club is looking for a site on the east side.

"Can we imagine any other city across America that wouldn't want to trade places with Sioux Falls today?" Huether asked.

Cooper said he's not sure if the city will set another record next year, but that "we're looking good into the future. Growth looks good. I don't know how you can help but be excited about that."

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