



Cherry County Planning and Zoning Minutes



CHERRY COUNTY PLANNING COMMISSION MINUTES

January 5, 2021

Cherry County Courthouse Court Room

The meeting was called to order at 4:34 PM CT by Chairman Gary Swanson in advertised location of the Cherry County Courthouse Court Room.

Roll call was taken. The following members were present: Dave Rogers, Chelsea Luthy, Wade Andrews, Michael McLeod, Duane Kime, Gary Swanson, John Lee, and Albert Ericksen with a vacancy. Also present were Jessica Coyle, Zoning Administrator, and various members of the public.

The Open Meetings Act was noted, as was the public notice in the Valentine Midland News pertaining to this meeting.

Approval of Minutes:

Duane K. made a motion to approve the minutes from the December 1, 2020 meeting with corrections of spelling of Michael McLeod and Albert Ericksen's names, missing part of CUP 001/20 and time of adjournment to 6:55 PM CT. Wade A. seconded the motion. Roll call vote was taken. Chelsea L.-Yes, Wade A.-Yes, Michael M.-Yes, Duane K.-Yes, Gary S.-Yes, John L.-Yes, Albert E.-Yes and Dave-Abstain. Motion carried 7-1 with abstention.

Communications:

Jessica Coyle, Zoning Administrator, communicated to the board the upcoming NPZA Conference in Kearney, letter received from Shelbourn's and Suhr's, email and letter that was sent to Eric Scott from Lee Hamann, and the Supreme Court ruling in the Egan v. County of Lancaster.

Chairman Swanson supplied a copy of the Midland News with the anonymous full-page ad and North Platte Telegraph article both concerning CUP 001/20 Danielski Harvesting & Farming LLC/Valentine Feeders Swine Facility.

Chairman Swanson recessed the regular meeting to convene the Public Hearing on CUP 004/20 Shane Daniels Amendment of Conservation Easement

Public Hearings:

Public Hearing on CUP 004/20 Shane Daniels Amendment of Conservation Easement:

Chairman Swanson opened the Public Hearing at 4:45 PM CT as advertised in the Valentine Midland News by reading the ad that ran in the December 23rd and December 30th editions.

Shane Daniels spoke on the Amendment that the change was to allow them to add another residence to property with a child coming back to the ranch. The agreement was made between Shane and the Nature Conservancy.

Chairman Swanson closed the Public Hearing on CUP 004/20 Shane Daniels Amendment of Conservation Easement at 5:01 PM CT.

Discuss and Act on Public Hearing on CUP 004/20 Shane Daniels Amendment of Conservation Easement:

Albert E. made a motion to approve CUP 004/20 Shane Daniels Amendment of Conservation Easement. Duane K. seconded the motion. Roll call vote was taken. Wade A.-Yes, Duane K.-Yes, John L.-Yes, Dave R.-Yes, Chelsea L.-Yes, Michael M.-Yes, Albert E.-Yes and Gary S.-Yes. Motion carried 8-0.

Public Comment

Various members of the public spoke



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New Business:

Discuss and Act on CUP 001/20 Danielski Harvesting & Farming LLC/Valentine Feeders Swine Facility:

Dave R. asked if this is allowed in the County and Chairman Swanson clarified that it is allowed in the Zoning Regulations and that the Comprehensive Plan is a vision for the county.

Chelsea L. asked for clarification on the agenda items and Chairman Swanson responded.

Discuss and Act on Resolution for CUP 001/20 Danielski Harvesting & Farming LLC/Valentine Feeders Swine Facility:

Chairman Swanson read through the Resolution stating that the beginning was done by the County Attorney. He then went through each item with the board discussing and making changes as needed. After completion then Zoning Administrator went and revised bringing back a copy for them to review again. Chairman Swanson reminded the public of the job of the Planning Commission.

Duane K. made a motion to approve Resolution Cherry County Planning Commission Resolution No. 2021: January 5, 2021 and Statement of Findings of Facts. John L. seconded the motion. Roll call was taken. Chelsea L.-Yes, Wade A.-Yes, Michael M.-Yes, Duane K.-Yes, John L.-Yes, Albert E.-Yes, Dave R.-Yes and Gary S.-Yes. Motion Carried 8-0

Chairman Swanson then asked the Zoning Administrator if the application CUP 001/20 Danielski Harvesting & Farming LLC/Valentine Feeders Swine Facility meets the requirements. Zoning Administrator stated that it meets the requirements except for it exceeds the 2,000 animal units.

Albert E. made a motion to approve CUP 001/20 Danielski Harvesting & Farming LLC/Valentine Feeders Swine Facility. Duane K. seconded the motion. Roll call vote was taken. Chelsea L.-Yes, Wade A.-No, Michael M.-No, Duane K.-Yes, John L.-Yes, Albert E.-Yes, Dave R.-No, and Gary S.-Yes. Motion carried 5-3.

Set Regular Meeting Date and Time:

February 2, 2021 at 4:30 PM CT in Courthouse Meeting Room

Old Business:

None

Reports and Recommendations:

None

Excused Absence:

None

Adjournment:

Chairman Swanson made a motion to adjourn the meeting at 6:45 PM CT.

Jessica Coyle

Zoning Administrator