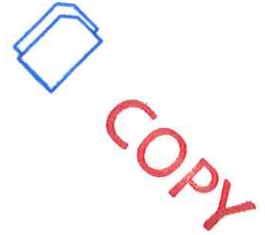




Nebraska Department of Agriculture

Annual Report  
of a Livestock Friendly County



County: Dodge

Agenda Item # 23.e.  
Date 1-16-2019

Annual Report for the Calendar Year: 2018

1. LFC Contact Information:

Name and Title: Jean Andrews, Zoning Administrator  
Address: 435 N. Park Rm. 204  
City/State/Zip: Fremont, NE 68025  
Telephone: 402-727-2724 E-mail zoning@dodgecove.us

Please submit the following information by January 31.

2. Changes to zoning regulations, processes, and/or zoning map for the agricultural zone(s).

- Attach copies of any changes from the past year.
- No Changes

3. Conditional/Special Use Permits

- Attach copies of any conditional/special use permits approved and denied in the past year for livestock activity.
- No conditional/special use permits applications in the past year.

4. Description of Activities

- Include a summary of activities undertaken by county officials, extension, or private groups to support and nurture the livestock industry. (This can include recognition/appreciation days, consumer education activities, or any other activity.)
- A summary of any livestock development activity that did not need a conditional/special use permit. (This would include expansions, repopulations, new construction, and any new or expanded support businesses (feed mill, veterinarian, etc.).)
- No known activities or growth

**5. Livestock Development Contact – please provide contact information for a county economic development or similar person:**

Name and Title: Garry Clark - Executive Director - Greater Fremont Development Council  
Address: 1005 E. 23rd St. STE 2  
City, State, Zip: Fremont, NE 68025  
Telephone: 402-753-8126  
E-mail: \_\_\_\_\_

Return completed form with exhibits to:

Livestock Friendly County Program  
Nebraska Department of Agriculture  
P.O. Box 94947  
Lincoln, NE 68509-4947

For questions, contact:

Steve Martin  
Ag Promotion and Development Division  
Telephone: (402) 471-4876  
E-mail: [steve.martin@nebraska.gov](mailto:steve.martin@nebraska.gov)

**DODGE COUNTY CLERK**  
**Fred Mytty**

Deputy Clerk - Sharon K. Neuhalfen  
Clerical - Micki Gilfry, Kelly Irvin, Jessica Raasch

Courthouse – Room 102, 435 North Park, Fremont, Nebraska 68025-4977  
Phone (402)727-2767

April 30, 2018

Maxine Arneal  
Maxine Arneal Trust  
413 N. 5<sup>th</sup> Street  
Beatrice NE 68310-2902

Dear Maxine:

At last Wednesday's meeting of the Dodge County Board of Supervisors, the Board unanimously passed a motion to accept the recommendation of the Planning Commission and to grant your request to obtain a Conditional Use Permit for a new Livestock Feeding Operation (Poultry) 1000 Animal Units as per Article 12, Conditional Uses Section 2.19 located in the SW ¼ of the NW ¼ of Section 36, Township 19 North, Range 5 East in Pleasant Valley Township, Zoning District A-1, Intensive. Your permit was approved based on the conditional use conforms to the intent and the purpose of the regulations and the use conforms to regulations of the district which it is located.

I have filed your permit with the Register of Deeds at no additional cost to you. A copy is enclosed for your records.

Sincerely,



Fred Mytty  
Dodge County Clerk

encl:

cc: C. Armstrong  
cc: Planning Commission



201801940

Carol Givens  
Carol Givens  
Register of Deeds  
DODGE COUNTY, NE

201801940

Filed:

April 30, 2018 8:35:00 AM

Fee \$0

### APPLICATION FOR CONDITIONAL USE Dodge County, Nebraska

Date March 27, 2018

Property Owner's Name Maxine Arneal Etal/ Garret Hetzel & Christ Armstrong

Address: Maxine Arneal Trust 413 N 5th St Beatrice, NE 68310-2902

Phone No. 402-919-2473 (Home) \_\_\_\_\_ (Work)

Pursuant to the Dodge County Zoning Regulations, application is hereby made for the following proposed use of property or structure: Construct Class II Poultry LFO (3,800 AU)

Section 36 Township 19 Range 5 E Lot No. Parcel ID 270087927

Location within Section SW4 NW4 Lot Size 240 Acres (Sq.Ft./Acres)

Estimated Cost of Structure/Use \$ 4,500,000 Zoning District A-1

Will use in all other respects conform to the applicable regulations of the district in which it is located?  
Yes

Will use conform to all other applicable regulations and laws of any governmental jurisdiction? Yes

How are Adjoining Properties Used (Actual Use)

North Farm

South Farm

East Farm

West Farm

#### Justification

You must justify your request. Questions 1 through 4 must be answered completely.

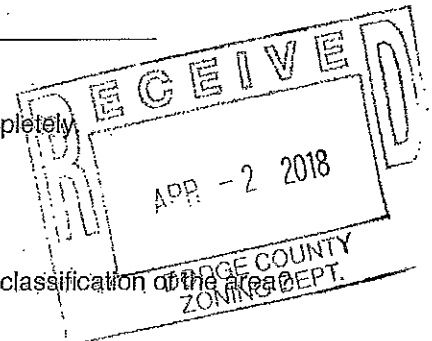
1. What is the general character of the area? Describe.

Rolling farm ground

2. Can soil conditions support the proposed development? What is the soil classification of the area?

Yes, See attached soils map

3. Will use have adequate water, sewer and drainage facilities (approved by the Dodge County Board of Health, Dodge County Board of Supervisors, and the State of Nebraska Department of Health)? Yes



4. Will ingress and egress be so designed as to minimize traffic congestion in the public streets/roads?  
Yes \_\_\_ How will the proposed Zoning District affect traffic in the area? Will streets or roads need to be updated for access to the area? If yes, what will the requirements be? No. the site will be large enough to accommodate trucks without obstructing the county road.

**Enclosed:**

Site Plan  Soil Suitability Map  Easements Yes- J Spath

Conditions and requirements pending approval of application for a proposed operation and waste disposal plan from the DEQ or other applicable State Agency Nutrient Management Plan

If Exhibits are furnished, please describe and enumerate. (Furnish Plot or Site Plan showing existing and proposed structures, easements, water courses, curb setbacks, etc.)

Application Fee of \$ 150 is Non-Refundable.

The Zoning Administrator or Building Inspector, who may be accompanied by others, is hereby authorized to enter upon the property during normal working hours for the purpose of becoming familiar with the proposed situation.

In consideration of the issuance of this Certificate, the applicant hereby certifies that the information in this application is true and correct, and hereby certifies that compliance with the zoning, subdivision and floodplain regulations which are in effect have been met.

Applicant's Signature [Signature] Mailing Address 615 Shoreline Drive  
North Bend, NE 68649

**OFFICE USE ONLY**

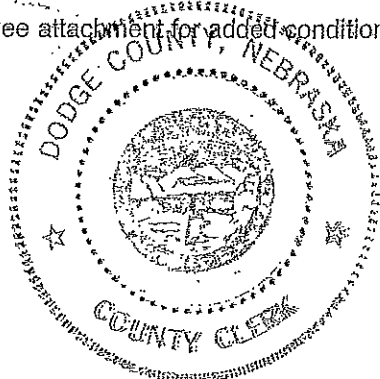
PERMIT NO: 2018-003

Permit when issued is Transferrable/Transferrable Upon Renewal

Date 4-17-18 Approved   
Approved with Added Conditions [Signature]  
Disapproved  Chair, Dodge County Planning Comm

Date 4-25-18 Approved   
Approved with Added Conditions [Signature]  
Disapproved  Chair, Dodge County Board of Comm

See attachment for added conditions.



ATTEST [Signature]  
Dodge County Clerk

Dated this 25 day of April 2018

# DODGE COUNTY CLERK

Fred Mytty

Deputy Clerk - Sharon K. Neuhalfen  
Clerical - Micki Gilfry, Kelly Irvin, Jessica Raasch

Courthouse – Room 102, 435 North Park, Fremont, Nebraska 68025-4977  
Phone (402)727-2767

July 5, 2018

Scott Wagner  
Dee-Virg Inc.  
1581 County Road L  
Hooper NE 68031

Dear Scott:

At the July 3, 2018 meeting of the Dodge County Board of Supervisors, the Board unanimously accepted the recommendation of the Planning Commission and passed a motion granting your request for Dee-Virg Inc. to obtain a Conditional Use Permit for a new livestock Feeding Operation (Poultry) 650 Animal Units as per Article 12, Conditional Uses Section 2.19 located in the NE ¼ of Section 33, Township 19 North, Range 7 East in Everett Township, Zoning District A-1, Intensive Ag. The permit was approved based on the conditional use conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located.

I have filed the permit with the Register of Deeds at no additional cost to you. A copy is enclosed for your records.

Sincerely,

  
Fred Mytty  
Dodge County Clerk

encl:

cc: Planning Commission



201803062

*Carol Givens*  
Carol Givens  
Register of Deeds  
DODGE COUNTY, NE

201803062

Filed:

July 05, 2018 9:20:00 AM

Fee \$0

### APPLICATION FOR CONDITIONAL USE Dodge County, Nebraska

Date 5/30/2018

Property Owner's Name DEE-VIRG INC

Address: 1581 Co Rd L

Phone No. 402-720-1036

(Home)

(Work)

Pursuant to the Dodge County Zoning Regulations, application is hereby made for the following proposed use of property or structure: Construct Class 1 Poultry LFO (650 AU)

Section 33 Township 19 Range 7E Lot No. Parcel ID 270114324

Location within Section NE4 Lot Size 160 Acres (Sq.Ft./Acres)

Estimated Cost of Structure/Use \$ 2.2 Million Zoning District A-1

Will use in all other respects conform to the applicable regulations of the district in which it is located?  
Yes

Will use conform to all other applicable regulations and laws of any governmental jurisdiction? Yes

How are Adjoining Properties Used (Actual Use)

North Farm

South Farm

East Farm

West Farm

#### Justification

You must justify your request. Questions 1 through 4 must be answered completely.

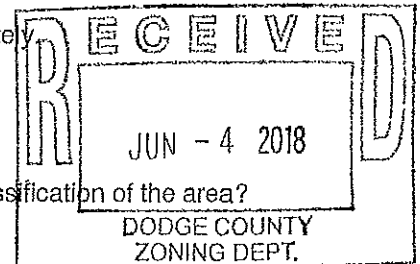
1. What is the general character of the area? Describe.

Rolling farm ground

2. Can soil conditions support the proposed development? What is the soil classification of the area?

Yes, See attached soils map

3. Will use have adequate water, sewer and drainage facilities (approved by the Dodge County Board of Health, Dodge County Board of Supervisors, and the State of Nebraska Department of Health)? Yes



4. Will ingress and egress be so designed as to minimize traffic congestion in the public streets/roads? Yes        How will the proposed Zoning District affect traffic in the area? Will streets or roads need to be updated for access to the area? If yes, what will the requirements be? No, the site will be large enough to accommodate trucks without obstructing the county road

**Enclosed:**

Site Plan   ✓   Soil Suitably Map   ✓   Easements   N/A  

Conditions and requirements pending approval of application for a proposed operation and waste disposal plan from the DEQ or other applicable State Agency   Nutrient Management Plan  

If Exhibits are furnished, please describe and enumerate. (Furnish Plot or Site Plan showing existing and proposed structures, easements, water courses, curb cutbacks, etc.)

Application Fee of \$   150   is   Non-Refundable  .

The Zoning Administrator or Building Inspector, who may be accompanied by others, is hereby authorized to enter upon the property during normal working hours for the purpose of becoming familiar with the proposed situation.

In consideration of the issuance of this Certificate, the applicant hereby certifies that the information in this application is true and correct, and hereby certifies that compliance with the zoning, subdivision and floodplain regulations which are in effect have been met.

Applicant's Signature   Geoff Wagon   Mailing Address   1781 CO. Rd L    
  Harper, NE 68031  

**OFFICE USE ONLY**

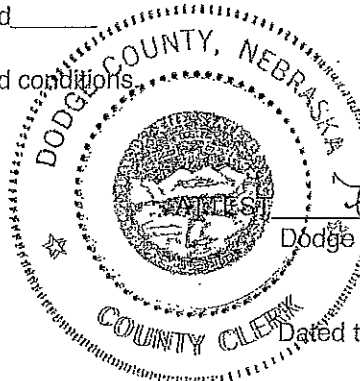
PERMIT NO.   2018-006  

Permit when issued is Transferrable/Transferrable Upon Renewal

Date   6/19/18   Approved   ✓    
Approved with Added Conditions          Maree Bruner    
Disapproved        Chair, Dodge County Planning Comm

Date   7/3/18   Approved   ✓    
Approved with Added Conditions          Bob M...    
Disapproved        Chair, Dodge County Board of Comm

       See attachment for added conditions



  Geoff Wagon    
Dodge County Clerk

Dated this   3   day of   July   20  18



**DODGE COUNTY CLERK**  
**Fred Mytty**

Deputy Clerk - Sharon K. Neuhalfen  
Clerical - Micki Gilfry, Kelly Irvin, Jessica Raasch

Courthouse – Room 102, 435 North Park, Fremont, Nebraska 68025-4977  
Phone (402)727-2767

August 7, 2018

Michael J. & Jane M. Ortmeier  
1237 County Road 5  
North Bend NE 68649

Dear Michael & Jane:

At the August 1, 2018 meeting of the Dodge County Board of Supervisors, the Board unanimously accepted the recommendation of the Planning Commission and passed a motion granting your request to obtain a Conditional Use Permit for a new livestock Feeding Operation (Poultry) as per Article 12, Conditional Uses Section 2.19 located in the SE ¼ of Section 26, Township 19 North, Range 5 East in Pleasant Valley Township, Zoning District A-1, Intensive Ag, based on the conditional use conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located.

I have filed the permit with the Register of Deeds at no additional cost to you. A copy is enclosed for your records.

Sincerely,

  
Fred Mytty  
Dodge County Clerk

encl:

cc: Planning Commission



201803560

*Carol Givens*  
Carol Givens  
Register of Deeds  
DODGE COUNTY, NE

201803560

Filed:  
August 03, 2018 3:02:00 PM  
Fee \$0

*Car  
8-1-2018*

**MINUTES  
DODGE COUNTY PLANNING COMMISSION**

Meeting of the Dodge County Planning Commission was called to order by Chairman, Marlin Brabec at 4:30 P.M., Tuesday, July 17, 2018 in the Board of Supervisors Room on 3rd Floor of the Courthouse, Fremont, Nebraska. The following members were present: Brabec, Fooken, Hansen, Rolf, Schole and Taylor. Absent: Giesselmann, Ruzicka and Wacker.

The meeting was declared legally convened, due to Public Notice given and is considered to be an Open Meeting.

Motion was made by **Fooken** to accept the Minutes of the June 19, 2018 meeting as mailed. Seconded by **Hansen**. Motion carried by voice vote with the following voting yes: Fooken, Hansen, Rolf, Schole, Taylor and Brabec. Absent: Giesselmann, Ruzicka and Wacker.

**Public Hearing:** Consider request of Michael J. & Jane M. Ortmeier of 1237 County Road 5, North Bend, NE 68649 to obtain a Conditional Use Permit for a new Livestock Feeding Operation (Poultry) 2850 Animal Units as per Article 12, **Conditional Uses** Section 2.19 located in SE ¼ Section 26, Township 19 North, Range 5 East in Pleasant Valley Township, Zoning District A-1, Intensive Ag

Chairman Brabec declared the Public Hearing open.

**Testimony:**

**For:** Michael Ortmeier was present to explain the request. He stated he has a young son, a sophomore in college and a daughter who is a junior in North Bend. He stated they didn't farm much ground. He said he talked his neighbors except for Eric Johnson.

**Walt Schafer, Chief Operating Officer** for Lincoln Premium Poultry stated that the Ortmeier family tiplify of what the company is looking for. The Ortmeiers want to defersify and keep the young kids home. He stated that the project is moving along and knows that not everyone agrees with the project. He stated he was a chicken grower himself near a residential area which is around his barns on the eastern shore of Maryland. He stated that potential grower families visited his operation and left with a commitment to proceed. Mr. Schafer stated there are unfounded fears of smell and brown clouds of dust. He went on to say they hold their producers to a very higher standard. Premium Poultry will supply them with the knowledge of new technology.

*SN*

**Andy Scholting with Nutrient Advisors** stated the proposal was for 6 barns with 3/8 mile setback. DEQ visited the site and stated no permit was required. Lincoln Premium Poultry requires the producer to make application to DEQ after the application is approved. He stated that the Matrix totaled 113 points even though only 75 points was required. He stated no deep pits or liquid. He went on to say the prevailing winds are out of the southeast. The site is north and has excellent clay base with the runoff to the southwest corner. He went on to say it is 128 feet to static water. He went on to say a nutrient management plan is in place. Rolf asked what containment would slow down the runoff. Scholting stated there would be drainage piping plan – 1 to the east, west and south.

No other questions were asked by the board.

**Against:**

**Brad Holtorf, Attorney** representing Eric Johnson, resident northwest of the proposed 6 barns was present to say that Eric supports agriculture. He is particularly concerned about the 4 young children from ages 4 to 11 and the air quality from the proposed poultry barns. He went on to say that Eric Johnson was not notified of the application. He stated that a greater area in these cases should be notified. Andrews stated that under our current regulations, the office is not required to go out that far to notify them. She went on to say that signs are put at the site where the traveling public can contact the office for information. Mr. Holtorf stated that there is already a hog confinement system in the area and that there are 6 barns plus the 8 barns that are in the same area. He went on to state that the application stated it was in the SW ¼ SW ¼ of the section. Andrews stated that it was a typo but that the map showed the site to be in the SE ¼ which was in the public notice. Mr. Holtorf also stated that Johnson had odor concerns. Nutrient Advisors presented a document regarding the 96% Odor Footprint Setback. (A copy of this is included with these minutes.) All the air is going to be on the westside and it is definitely their concern. He asked about landscaping of trees on the north and west side of the operation.

Brad Fooker stated he shared their concern about density and that at the state level something should be put in place. Holtorf stated he was also concerned with density.

No one else spoke against the application.

Motion to close the public hearing was made by **Fooker** and seconded by **Hansen**. Motion carried by voice vote. Those voting yes: Hansen, Rolf, Schole, Taylor, Brabec and Fooker. Absent: Giesselmann, Ruzicka and Wacker.

**Possible Action:**

Motion was made by **Rolf** to recommend approval of the Conditional Use Permit based on the Conditional Use conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located. Seconded by **Taylor**. Motion carried by roll call vote. Those voting yes: Rolf, Schole, Taylor, Brabec, Fooker

SN

and Hansen. Absent: Giesselmann, Ruzicka and Wacker. The applicant was advised the County Board of Supervisors would hear their request on Wednesday, August 1, 2018 at 9:30 A.M.

**Public Hearing:** Consider request of Platte River Seeds, Inc – Tim Chapman of 1037 E. 23<sup>rd</sup> St. Fremont, NE 68025 to obtain a Conditional Use Permit to extract fill dirt for new highway by Nebraska Dept. of Transportation as per Article 13 Section 2 **Conditional Uses** Section 2.5 and Section 25 Supplemental Regulations Section 17 located in West ½ Section 2, Township 17 North, Range 6 East in South Cotterell Township, Zoning District A-2, General Ag.

Chairman Brabec declared the public hearing to be open.

**Testimony:**

**For:** Luke Ridder with Hawkins Construction was present as well as Tim Chapman. Ridder stated that Hawkins Construction was awarded the contract to pave the next ten miles of new Highway 30. He stated that approvals come from the state, NDEQ and Army Corp of Engineers. It is a 2-year job from west to east to be complete by 2020. Rolf asked if the borrow pit would be used next year? Ridder stated yes. Rolf asked if they would maintain the county road while they were using the borrow pit? Ridder stated that Hawkins would maintain the road.

No one else spoke in favor of the proposal.

**Against:**

**Renee Rasmussen** stated she had questions regarding the affect this borrow pit would have on their septic and well especially nitrate issues. Brabec asked how far the house will be from the pit. Rasmussen stated the well is right across. The house was 30 to 40 feet directly across. Rolf asked if some dirt could be left so that they are not affected. Ridder stated that Hawkins is required to have SWIPT inspections and must capture all the storm water runoff. An embankment will be placed around the area approximately 6 feet wide and 3 foot deep with a 2-1 excavation. Taylor asked how long the process would take. Ridder stated all of next year and partially 2020. Rasmussen stated her biggest concern in the end who will be governing this project. Ridder stated they are required to replace topsoil around it. Andrews asked if Mrs. Rasmussen and Hawkins could not come to some kind of agreement regarding a setback.

No one else spoke against the proposal.

Motion to close the public hearing was made by **Schole** and seconded by **Hansen**. Motion carried by voice vote. Those voting yes: Schole, Taylor, Brabec, Fooker, Hansen and Rolf. Absent: Giesselmann, Ruzicka and Wacker.

**Possible Action:**

Motion to approve the request for the Conditional Use Permit was made by **Rolf** to have a 250 foot buffer between the well and the embankment and seconded by **Fooken**, based on the Conditional Use conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located. Motion carried by roll call vote. Those voting yes: Taylor, Brabec, Fooken, Hansen, Rolf and Schole. Absent: Giesselmann, Ruzicka and Wacker. Mr. Ridder was advised the County Board would hear his request at 9:35 A.M. on Wednesday, July 3, 2018.

**Public Hearing:** Consider request of Harry Beller of 4860 33<sup>rd</sup> Ave., Columbus, NE 68601 to obtain a Lot Split and Conditional Use Permit to subdivide a 5.0 acre tract of land as per Article 13, Section 2, **Conditional Uses** 2.1 and to extract fill dirt for new highway by Nebraska Dept. of Transportation as per Article 13 Section 2, **Conditional Uses** Section 2.5 and Section 25 **Supplemental Regulations** Section 17 located in part of North ½ of NW ¼ Section 10, Township 17 North, Range 5 East in South Union Township, Zoning District A-2, General Ag.

Chairman, Brabec declared the public hearing to be open.

**Testimony:**

**For:** Luke Ridder with Hawkins Construction was present to explain their request representing Harry Beller, owner of the property. Ridder stated that Beller wanted to retain the quonset and approximately 5 acres next to the road. He went on to say that the BNSF Railroad still needs to sign off on the property. Ridder stated there is a well 50 feet north of the Beller property. Rolf asked if Beller would retain the acreage. Ridder stated yes.

Andrews stated that since she didn't have a legal original survey for the 6.668-acre acreage, the survey could not be filed with the Register of Deeds after the county board would possibly approve the request. Ridder stated he would present Andrews with the survey when everything is complete. S2

**Against:** No one spoke and no written communication was received.

Motion to close the hearing was made by **Fooken** and seconded by **Taylor**. Motion carried by voice vote. Those voting yes: Brabec, Fooken, Hansen, Rolf, Schole and Taylor. Absent: Giesselmann, Ruzicka and Wacker.

**Possible Action:**

Motion to recommend approval of the Lot Split and Conditional Use Permit was made by **Taylor** and seconded by **Hansen** based on the Conditional Use conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located. Motion carried by roll call vote. Those voting yes: Fooken, Hansen, Rolf, Schole, Taylor and Brabec. Absent: Giesselmann, Ruzicka and Wacker. Mr. Ridder was advised to appear at the County Board meeting on Wednesday, August 1, 2018 at 9:40 A.M.

With no further business **Schole** moved to adjourn at 5:20 P.M. and seconded by -  
**Hansen**. Motion carried: Fooker, Hansen, Rolf, Schole, Taylor, and Brabec. Absent:  
Giesselmann, Ruzicka and Wacker. The next scheduled meeting will be August 21,  
2018 at 4:30 P.M. if business arises

Respectfully submitted,

---

Allen Rolf  
Secretary, Dodge County  
Planning Commission

---

Dodge County  
Planning & Zoning Commission

---

Approval Date

SN

**APPLICATION FOR CONDITIONAL USE  
Dodge County, Nebraska**

Date 6/19/2018  
Property Owner's Name Michael J & Jane M Ortmeler

Address: 1237 County Rd 5 North Bend, NE 68649

Phone No. 402-649-5883 (Home) \_\_\_\_\_ (Work)

Pursuant to the Dodge County Zoning Regulations, application is hereby made for the following proposed use of property or structure: Construct Class II Poultry LFO (2,850 AU)

Section 26 Township 19 Range 5E Lot No. 270087815 & 270087822

Location within Section SW4 SW4 Lot Size 80 Acres (Sq.Ft./Acres)

Estimated Cost of Structure/Use \$ 3,400,000 Zoning District A-1

Will use in all other respects conform to the applicable regulations of the district in which it is located?  
Yes

Will use conform to all other applicable regulations and laws of any governmental jurisdiction? Yes

How are Adjoining Properties Used (Actual Use)

North Cropland

South Cropland

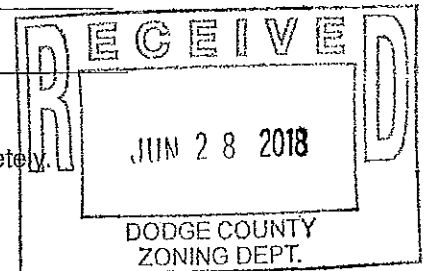
East Cropland

West Cropland

**Justification**

You must justify your request. Questions 1 through 4 must be answered completely.

1. What is the general character of the area? Describe.  
Rolling farm ground
2. Can soil conditions support the proposed development? What is the soil classification of the area?  
Yes, See attached soils map
3. Will use have adequate water, sewer and drainage facilities (approved by the Dodge County Board of Health, Dodge County Board of Supervisors, and the State of Nebraska Department of Health)? \_\_\_\_\_



4. Will ingress and egress be so designed as to minimize traffic congestion in the public streets/roads? Yes \_\_\_ How will the proposed Zoning District affect traffic in the area? Will streets or roads need to be updated for access to the area? If yes, what will the requirements be? No, the site will be large enough to accommodate trucks without obstructing the county road.

**Enclosed:**

Site Plan  Soil Suitably Map  Easements N/A

Conditions and requirements pending approval of application for a proposed operation and waste disposal plan from the DEQ or other applicable State Agency Nutrient Management Plan

If Exhibits are furnished, please describe and enumerate. (Furnish Plot or Site Plan showing existing and proposed structures, easements, water courses, curb cutbacks, etc.)

Application Fee of \$ 150 is Non-Refundable.

The Zoning Administrator or Building Inspector, who may be accompanied by others, is hereby authorized to enter upon the property during normal working hours for the purpose of becoming familiar with the proposed situation.

In consideration of the issuance of this Certificate, the applicant hereby certifies that the information in this application is true and correct, and hereby certifies that compliance with the zoning, subdivision and floodplain regulations which are in effect have been met.

Applicant's Signature Mike Ostermeier Mailing Address 1237 C R 5 North Bc

OFFICE USE ONLY

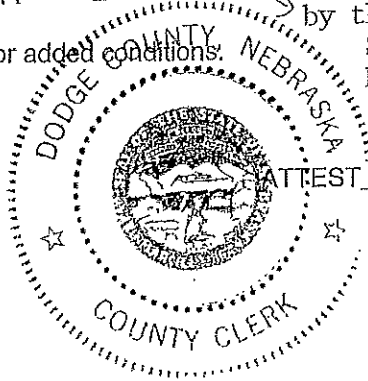
PERMIT NO 2018-007

Permit when issued is Transferrable/Transferrable Upon Renewal

Date 7-17-18 Approved   
Approved with Added Conditions \_\_\_\_\_  
Disapproved \_\_\_\_\_  
Mark B...  
Chair, Dodge County Planning Comm

Date 8-1-18 Approved   
Approved with Added Conditions   
Disapproved \_\_\_\_\_  
B...  
Chair, Dodge County Board of Comm

See attachment for added conditions. \_\_\_\_\_ by the County Board of Supervisors on the SE 1/4 of Section 26, Township 19N, Range 5 East as corrected.



Erin M...  
Dodge County Clerk

Dated this 1 day of August 2018



**DODGE COUNTY CLERK**  
**Fred Mytty**

Deputy Clerk - Sharon K. Neuhalfen  
Clerical - Micki Gilfry, Kelly Irvin, Jessica Raasch, Shauna Neal

---

Courthouse – Room 102, 435 North Park, Fremont, Nebraska 68025-4977  
Phone (402)727-2767

December 7, 2018

Duane Muller  
Muller Farms, Inc.  
517 Lone Tree Road  
Scribner NE 68057

Dear Duane:

At the December 5, 2018 meeting of the Dodge County Board of Supervisors, the Board unanimously accepted the recommendation of the Planning Commission and passed a motion to approve your request and granted you a Conditional Use Permit for a new Livestock Feeding Operation (Cattle) 999 Animal Units as per Article 12 Conditional Uses Section 2.19 located in Section 28, Township 20 North, Range 7 East in Cuming Township, Zoning District A-1, Intensive Ag. Your permit was approved based on it conforms to the intent and purpose of the regulations and the use conforms to regulations of the district which it is located.

I have filed your permit with the Register of Deeds at no additional cost to you. A copy is enclosed for your records.

Sincerely,

  
Fred Mytty  
Dodge County Clerk

encl:

cc: Planning Commission



201805757  
*Carol Givens*  
 Carol Givens  
 Register of Deeds  
 DODGE COUNTY, NE

201805757

Filed:  
 December 06, 2018 10:32:00 AM  
 Fee \$0

**APPLICATION FOR CONDITIONAL USE  
 Dodge County, Nebraska**

Date 10/26/2018  
 Property Owner's Name Muller Farms, Inc.

Address: 517 Lone Tree Rd. Scribner, NE 68057

Phone No. 402-720-5038 (Home) \_\_\_\_\_ (Work)

Pursuant to the Dodge County Zoning Regulations, application is hereby made for the following proposed use of property or structure: Construct Level 1 LFO- deep pit cattle barn

Section 28 Township 20 Range 7E Lot No. \_\_\_\_\_

Location within Section NW4 Lot Size \_\_\_\_\_ (Sq.Ft./Acres)

Estimated Cost of Structure/Use \$ 1.2 million Zoning District A-1

Will use in all other respects conform to the applicable regulations of the district in which it is located?  
Yes

Will use conform to all other applicable regulations and laws of any governmental jurisdiction? Yes

How are Adjoining Properties Used (Actual Use)

North Crop Farming South Crop Farming  
 East Crop Farming West Feedlot

**Justification**

You must justify your request. Questions 1 through 4 must be answered completely.

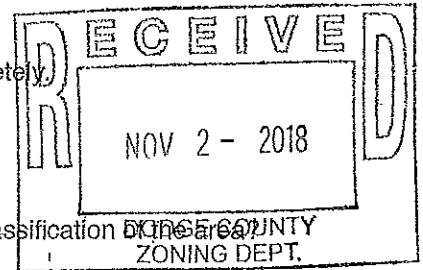
1. What is the general character of the area? Describe.

Rolling farm ground

2. Can soil conditions support the proposed development? What is the soil classification DUNE AREA

Yes, see attached soils map

3. Will use have adequate water, sewer and drainage facilities (approved by the Dodge County Board of Health, Dodge County Board of Supervisors, and the State of Nebraska Department of Health)? Yes



4. Will ingress and egress be so designed as to minimize traffic congestion in the public streets/roads? Yes \_\_\_ How will the proposed Zoning District affect traffic in the area? Will streets or roads need to be updated for access to the area? If yes, what will the requirements be? No. the site will be large enough to accomodate trucks without obstructing the county road

**Enclosed:**

Site Plan  Soil Suitably Map  Easements N/A

Conditions and requirements pending approval of application for a proposed operation and waste disposal plan from the DEQ or other applicable State Agency \_\_\_\_\_

If Exhibits are furnished, please describe and enumerate. (Furnish Plot or Site Plan showing existing and proposed structures, easements, water courses, curb cutbacks, etc.)

Application Fee of \$ 150 is Non-Refundable.

The Zoning Administrator or Building Inspector, who may be accompanied by others, is hereby authorized to enter upon the property during normal working hours for the purpose of becoming familiar with the proposed situation.

In consideration of the issuance of this Certificate, the applicant hereby certifies that the information in this application is true and correct, and hereby certifies that compliance with the zoning, subdivision and floodplain regulations which are in effect have been met.

Applicant's Signature Duane Muller For Mulla Farms Mailing Address 517 Lone Tree Rd

Scriber No 68057

**OFFICE USE ONLY**

PERMIT NO. 2018-016

Permit when issued is Transferrable/Transferrable Upon Renewal

Date 11-20-18 Approved

Approved with Added Conditions \_\_\_\_\_  
Disapproved \_\_\_\_\_

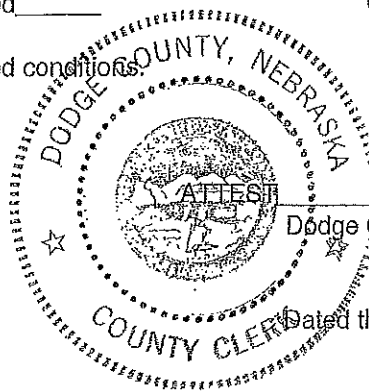
[Signature]  
Chair, Dodge County Planning Comm

Date 12-5-18 Approved

Approved with Added Conditions \_\_\_\_\_  
Disapproved \_\_\_\_\_

[Signature]  
Chair, Dodge County Board of Comm

See attachment for added conditions.



[Signature]  
Dodge County Clerk

Dated this 5 day of Dec 20 18