Agenda Item	28;
Date	7/38/21

### DODGE COUNTY PLANNING COMMISSION - CONDITIONAL USE PERMIT

Based on the record in this case of the application of Randy Kreikemeier for a conditional use permit, the Dodge County Planning Commission finds as follows (check as many as apply):

	as apply):		bodge County Flaming Commission linds as follows (Check
<u>DISAPPI</u>	ROVAL - F	-ACTU	AL FINDINGS:
	_ 1.	Does or ge	not protect the comfort, convenience, appearance, prosperity neral welfare of abutting properties and citizens.
	_ 2.		tion and characteristics of the use will be injurious to the h, safety, morals and general welfare of the area.
	_ 3.		litional use does not conform to the intent and purpose of the ations and the comprehensive plan.
		a.	Use does not conform to regulations of the district in which it is located.
		b.	Ingress and egress are not designed to minimize congestion in the public street, road or highway.
		C.	Use is not in harmony with the character of the area and most appropriate use of the land.
		d.	Use does not conserve and stabilize the value of the property.
	<u></u>	e.	Use does not provide adequate open space for light and air.
		f.	Use adversely affects concentration of population.
		g.	Use congests public streets.
		h.	Use does not promote public safety, health, convenience and comfort.
		i.	Other:
,			
<u>APPRO</u> l	/AL - FAC	TUAL I	FINDINGS:
	_ 1.		itional use protects the comfort, convenience, appearance, perity or general welfare of abutting properties and citizens.
	_ 2.		tion and characteristics of the use will not be injurious to the

	3,	Conditional use conforms to the intent and purpose of the regulations and the comprehensive plan.
,	·	<ul> <li>Use conforms to regulations of the district in which it is located.</li> </ul>
		<ul> <li>Ingress and egress are designed to minimize congestion in the public street, road or highway.</li> </ul>
		c. Use is in harmony with the character of the area and most appropriate use of the land.
	<del>\</del>	d. Use conserves and stabilizes the value of the property.
		e. Use provides adequate open space for light and air.
		f. Use does not adversely affect concentration of population.
		g. Use does not congest public streets.
		h. Use promotes public safety, health, convenience and comfort.
	<del></del>	i. Other:
DATED	this	day of, 20

# DODGE COUNTY BUILDING INSPECTION & ZONING DEPARTMENT

### JEAN ANDREWS, Zoning Administrator Flood Plain Manager

Courthouse – 435 N. Park, Room 204 Fremont, Nebraska 68025 Phone: (402) 727-2724

July 9, 2021

Randy Kreikemeier 531 County Rd. F Scribner, NE 68057

Good Day!

Enclosed please find a copy of the agenda for the Planning Commission meeting to be held July 20, 2021 at 4:30 P.M. on third floor of the Courthouse, Fremont, NE. You or your representative should make an effort to attend this meeting to answer any questions the board may have. Please come to the east door of the Courthouse for admittance and go directly up to third floor. In addition, please plan to attend the Dodge County Board of Supervisors meeting on July 28, 2021 where your application will be heard at 9:45 A.M.

If you have any questions, please feel free to contact my office.

Thank you,

Jean Andrews,

Dodge County Zoning Administrator

Enclosure Cc: File

### LOT SPLIT APPLICATION Dodge County, Nebraska

Date 8-25-21
Property Owner's Name Randy Krikemier
Address: 531 CR F Scribner, NE 68057
Phone No. 402-719-5072
Legal Description of the Property to be split NE & NW 4 Sec: 35 Town: 20 Rms
Number of Acres being split off 11.35 Zoning District A-I
Total Number of Acres the subdivision subdivided from
Is a new access route needed or proposed? YES or NO?
Is a vacation of streets, alleys, setback lines, access control or easement required or proposed?  YES or NO
Will a lot split in significant increase in service requirements; e.g. Utilities, schools, traffic control streets, county roads, etc. or will it interfere with maintaining existing service levels? YES or
Will this action result in a tract without direct access to a street or county road? YES or NO
Has the lot been previously split in accordance with these Regulations? YES or NO
Applicant's Name (Print) Randy Kaikemuis
Applicant's Name (Print) Kandy Kriskemuis  Applicant's Address 531 CoRol F Scribner.
Applicant's Signature Rundy Knuhman
Applicant's Signature Rundy Muchanias Signature Dodge County Planning and Zoning Administrator  435 N. Park Bm. 204 Fremont NE 68025 402-727-2724

435 N. Park Rm.204 Fremont, NE 68025 402-727-2724

OFFICE USE ONLY		TOTAL CONTROL OF THE PROPERTY OF
Permit No. 2021 - 00	02	•
Date <u>7-20-21</u>	Approved Disapproved	Chairman, Dodge Co. Planning Comm.
Date 7-28-21	Approved Disapproved	Chairman Dodge Co. Board of Superv

# APPLICATION FOR CONDITIONAL USE Dodge County, Nebraska

Property Owner's Name Randy Kreikemeier	
Address: 531 CR F Scribner, NE 68057	
Phone No. <u>402-719-5072</u> (Home) (Work)	
Pursuant to the Dodge County Zoning Regulations, application is hereby made for the following propose use of property or structure: purhase acreage	€(
Section 35 Township 20 Range 5E Lot No. NE 4 NW4  Location within Section 4 PT NW4 NEX of Size 11.35 (Sq.Ft./Acres)  Estimated Cost of Structure/Use \$ Zoning District A-1	
Will use in all other respects conform to the applicable regulations of the district in which it is located?	
Will use conform to all other applicable regulations and laws of any governmental jurisdiction?	
How are Adjoining Properties Used (Actual Use)	
North Agriculture South Agriculture	
North Agriculture South Agriculture  East Agriculture West Agriculture	
Justification You must justify your request. Questions 1 through 4 must be answered completely.	
1. What is the general character of the area? Describe.  Agriculture	
<ol> <li>Can soil conditions support the proposed development? What is the soil classification of the area</li> <li>Silty clay loam</li> <li>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)</li> </ol>	of
Dodge County Planning & Zoning Administrator 435 N. Park, Rm. 204, Fremont, NE 68025 (402)727-2724	

4. Will ingress and egress be so designed as to minimize How will the proposed Zoning District affect traffic in updated for access to the area? If yes, what will the require	n the area? Will streets or roads need to be
Enclosed: Site Plan Soil Suitably Map Easem Conditions and requirements pending approval of applicatio disposal plan from the DEQ or other applicable State Agence	n for a proposed operation and waste
If Exhibits are furnished, please describe and enumerate. (I proposed structures, easements, water courses, curb cutbac	
Application Fee of \$is Non-Refundable.	
The Zoning Administrator or Building Inspector, who may be to enter upon the property during normal working hours for t proposed situation.	
In consideration of the issuance of this Certificate, the application is true and correct, and hereby certifies that com floodplain regulations which are in effect have been met.	
Applicant's Signature Rung flucture Mailing Add  OFFICE USE ONLY  PERMIT NO 2021-008	North Burd, NE 68649
Permit when issued is Transferrable/Transferrable Upon Rer	newal
Date 1-20-21 Approved	iowai
Approved with Added Conditions Disapproved	Chair, Dodge County Planning Comm
Date <b>7-28-2</b> Approved Approved with Added Conditions Disapproved	Chair, Dodge County Board of Comm
See attachment for added conditions.	
ATTEST	odge County Clerk
Da	ated thisday of20

# APPLICATION FOR NO-FEE RESIDENTIAL REGISTRATION PERMIT (A-1, A-2, and A-3 Agricultural Districts) Dodge County, Nebraska

"I certify that I am the applicant for a residential use permit to allow a residential use in the A-1, A-2, or A-3 Agriculture Districts. I certify that I have read the following preamble to the A-1 Agriculture-Intensive District contained in the Dodge County Zoning Regulations and that I understand that there are permitted uses and named conditional uses allowed in the A-1, A-2, and A-3 Agriculture Districts that may not be compatible with a residential use in the district. I further understand that residential uses in the A-1, A-2, and A-3 Districts are not given the same provision of services, amenities and protection from other land uses that are afforded to residential uses by the regulations of other districts and that the A-1, A-2, and A-3 District Regulations are not intended to afford such services, amenities and protections to residential uses located therein."

The A-1 Agricultural District regulations are intended to provide for the use and conservation of agricultural land, to protect the value of such land, and to protect it from indiscriminate residential and urban development and other incompatible and conflicting land uses; to conserve and protect the value of open space, wooded areas, streams, mineral deposits and other natural resources and to protect them from incompatible land uses and to provide for their timely utilization; to provide for the location and govern the establishment and operation of land uses which are compatible with agriculture and are of such nature that their location away from residential, commercial and industrial areas is most desirable; to provide for the location and govern the establishment of residential uses which are accessory to and necessary for the conduct of agriculture and to provide for the location and govern the establishment and use of limited non-agricultural residential uses. Such non-agricultural residential uses shall not be so located as to be detrimental to or conflict with other uses which are named as permitted or conditional uses in this district and are appropriate to other property in the area. The nature of the A-1 District and the uses allowed outright or by conditional use precludes the provision of services, amenities and protection from other land uses which are afforded to residential uses by the regulations of other districts, and it is not intended that the A-1 District regulations afford such services, amenities and protection to residential; uses located therein.

"I understand that if the County Board of Dodge County approves my no-fee residential registration permit application and I establish a residential use in the A-1, A-2, or A-3 Agricultural Districts that such land use has no additional rights granted to it that is granted of other uses allowed by either permit or by conditional use in the A-1, A-2, and A-3 Districts. I certify that I have been given a copy of this attachment."

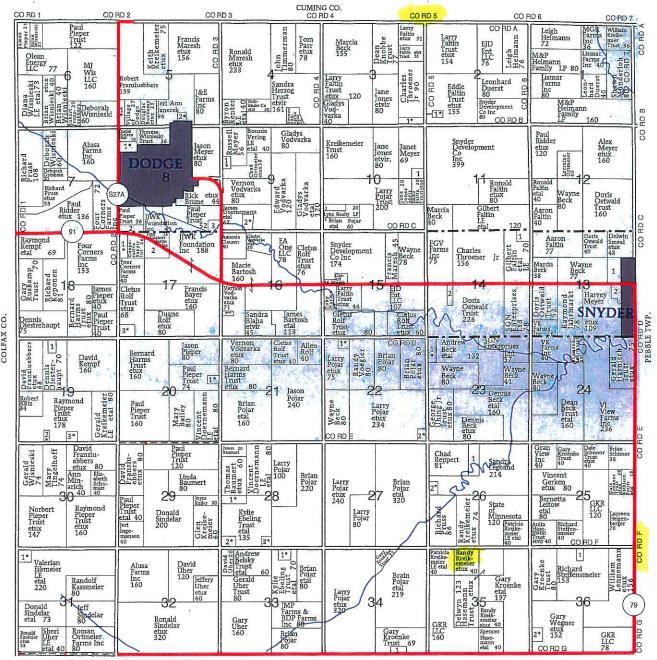
	Signature of Applicant:
	Address of Applicant: 531 CRF Sectioner, NE 68087
S	In witness whereof, the parties aforesaid have hereto set their hand with this application 6 day of July
	Date filed with Dodge County Joint Planning Commission: 7-20-21
	Date filed with Dodge County Board of Supervisors: 7-28-21
	Dodge County Zoning Administrator or County Building Inspector

Dodge County Planning and Zoning Administrator 435 N. Park, Fremont, NE 68025 402/727-2724

## APPLICATION FOR NO-FEE RESIDENTIAL REGISTRATION PERMIT

(cont.) (A-1, A-2, and A-3 Agricultural Districts) Dodge County, Nebraska

Permit No.2021-002
Property Owner's Name Randy Krei Kemei er.  Address
Address
Legal Description
Lot Size and Number of Acres
Distance from Nearest Livestock Operation
Single-family dwellings are not permitted on tracts without legal access to an improved road and owners must sign no-fee Residential Registration Permit Application prior to a 10-day waiting period before a building permit is granted. The Residential Use Permit is valid for the length of the building permit and must be signed and filed with the Dodge County Planning Commission and Zoning Administrator and a copy filed with the Dodge County Register of Deeds. Once the dwelling is constructed, the Residential Registration Permit is valid for the life of the dwelling.
Will the Residential Use in all other respects conform to the applicable regulations of the Zoning District in which it is located? YES or NO Applicant's Signature
Mailing Address 531 CR F Scribner, NE 68057
Telephone No. 407-853-3502
3
OFFICE USE ONLY
has been granted a no-fee Residential Registration Permit, under the following conditions and/or limitations, all of which must be complied with by applicant for said permit
Date <u>07-20-</u> 21
Chairman, Dodge County Planning Commission



PLEASANT VALLEY TWP.

#### WEBSTER TOWNSHIP

- SECTION 2 Oelkers, Sean etux 5 SECTION 3
- 1. Throener, Brian etal 10 SECTION 5
- 1. Wiese, Anthony etux 10 Paus, Jeffrey etux 6 SECTION 8
- 1. Risch, Daylin etal 13 Four Corners Farms Inc
- 3. Hunke, Leon 9

- SECTION 9
- 1. Ortmeier, Chad etux 6 Bayer, Allen etux 14
- SECTION 10
- 1. Meyer, Russell 11 SECTION 13
- 1. Smeal SFA LLC 15 2. Hunke Development
- LLC 10 SECTION 14
- 1. Griffin, Veronica 8 2. Kennedy, Roland 6
- SECTION 16
- 1. Harms, Daniel 5
- Wisnieski, John etux 9
   Ruskamp Trust, Daniel
- 3. Rolf, Eric etux 12 SECTION 19
- Anders, Doug 10 Pieper, Chad etux 5 Pieper, Chad etux 11
- SECTION 20 1. Uher, Eugene etux 6
- SECTION 22

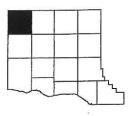
50

- 1. Grovijohn, Thomas etux
- 2. Gilbertson, Eric etux 6
- SECTION 23 1. Beck, Leroy etux 10
- SECTION 26

  1. Sandra Legband Family LP 18

2. Baumert, Ralph etux 7

- 2. McDuffee, Justin etux 6 **SECTION 28** Belsky, Andrew etux 11
- 3. Hunke, Russell etux 7 SECTION 31
- 1. Uher, Randy etux 7 SECTION 33
- Ebeling, Zachary etux SECTION 34
- 1. Lou Kroenke Farm Inc SECTION 36
- 1. Steffensmeler Ag Inc 7 2. Wegner, Judith etal 8



# DODGE COUNTY BUILDING INSPECTION & ZONING DEPARTMENT

### JEAN ANDREWS, Zoning Administrator Flood Plain Manager

Courthouse – 435 N. Park, Room 204 Fremont, Nebraska 68025 Phone: (402) 727-2724

July 9, 2021

Dear Property Owner:

You are hereby notified that the Dodge County Planning Commission will hold a public hearing on Tuesday, July 20, 2021 at 4:30 P.M. in the Dodge County Board of Supervisors Room, 3<sup>rd</sup> Floor, Dodge County Courthouse, Fremont, NE 68025 to consider request of Randy Kreikemeier of 531 County Road F, Scribner, NE 68057 to subdivide a 11.35 acre tract and obtain a Conditional Use Permit for an existing dwelling as per Article 12, Section 4.2 <a href="Exemptions">Exemptions</a>, B. located in NE ¼ NW ¼ Section 35, Township 20 North, Range 5 East and Tax Lot 3 Section 26, Township 20 North, Range 5 East in Webster Township, Zoning District A-1, Intensive Ag.

The Dodge County Planning Commission will hold a public hearing on this matter at 4:30 P.M., Tuesday, July 20, 2021 in the Board of Supervisors Room, Third Floor of the Courthouse, Fremont, NE. Since your property adjoins the property that is requesting the Lot Split and Conditional Use Permit, it is a requirement that we notify you of such hearing.

If you have any objections or comments of this proposal, please send them in writing to this office or appear at the meeting and express them verbally.

Thank you,

Jean Andrews.

**Dodge County Zoning Administrator** 

ean andrews

### DODGE COUNTY TITLE & ESCROW CO., LLC 549 NORTH MAIN STREET, FREMONT, NE 68025 402-721-5833

2021 JUL -6 AM 11: 16

### NAME AND ADDRESS SEARCH

RECEIVED Dodge Co Hyway Dept

Request Made By: JEO Consulting Group, Inc.

We, **DODGE COUNTY TITLE & ESCROW CO.**, **L.L.C.**, hereby certify that we have checked the records of the County Assessor of Dodge County, Nebraska, for the purpose of presenting a list to the Zoning Administrator of said County and find the following named persons are shown as property owners of land adjoining the property described as:

The Northeast Quarter of the Northwest Quarter in Section 35, Township 20 Range 5 East of the 6th P.M., Dodge County, Nebraska.

AND

Tax Lot 3 in Section 26, Township 20, Range 5 East of the 6th P.M., Dodge County, Nebraska.

The list of names and addresses include all property owners within 300 feet of said property:

Patricia and Gerald Kreikemeier, Life Estate ETAL NW1/4NW1/4 35 - 20 - 5 608 Thornbird Dr Fremont, NE 68025

Richard J. Pruss TL 4 26 - 20 - 5 2367 Road 19 Dodge, NE 68633-4226

Sandra A. Legband NE1/4 & TL 13 26 - 20 - 5 533 County Rd 6

Minnesota State Chamber of Agriculture LLC
N1/2SE1/4 & 26 - 20 - 5
7040 Lakeland Ave N
Ste 100

Delwyn and Anita Hasemann, Tr NE1/4SW1/4, SE1/4NW1/4 35 - 20 - 5

3019 N Cedar St NW1/4SE1/4
Fremont, NE 68025

Scribner, NE 68057 - 1235

Minneapolis, MN 55428 - 5615

- 5. 3019 N Cedar St Fremont, NE 68025

Gary Kroenke

E1/2NE1/4 & TL 1 & 3

35 - 20

- 5 Lou Kroenke Farm Inc 529 County Rd G Scribner, NE 68057

GKR LLC 529 County Rd G Scribner, NE 68057 SW1/4NW1/4 & NW1/4SW1/4

35 - 20 - 5

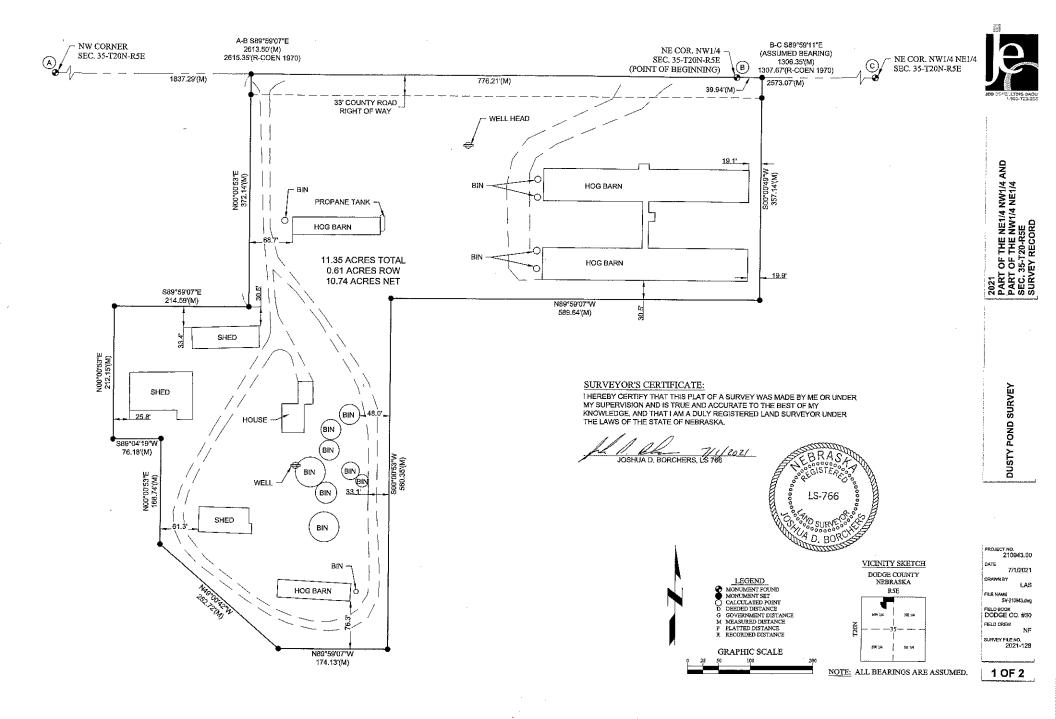
The liability of Dodge County Title & Escrow Co. is limited to the information available in the office of the County Assessor and in no way extends to the correctness of the fee simple title to subject property. A certified search of the records or a Title Insurance Policy would be required to assure the fee simple ownership and any existing liens.

Dated: June 21, 2021

DODGE COUNTY TITLE & ESCROW CO., L.L.C.

Registered Abstracter Certificate No. 147

Order No. 210574



FOUND A DODGE COUNTY SURVEYOR ALUMINUM CAP (0.5' DEEP)

TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED. "RM 2021", SET 0.2' DEEP

TO A PUNCH MARK FOUND IN THE TOP SOUTH END OF A 36" CMP TO A NAIL WITH WASHER FOUND IN THE SW FACE OF A POWER POLE (3.5" ABOVE GROUND) SË

wsw 67.39 TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED "RM 2021", SET 0.2' DEEP

TO THE CENTERLINE OF A NORTH-SOUTH POWER LINE Ε 31.50 w TO THE CENTERLINE OF A NORTH-SOUTH COUNTY ROAD

TO THE CENTERLINE OF AN EAST-WEST COUNTY ROAD Ν

(B) NE CORNER NW1/4 SECTION 35-T25-R5E

FOUND DODGE COUNTY SURVEYOR ALUMINUM CAP (0.5' DEEP)

TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED "RM 2021", SET 0.2' DEEP NW 40.61 TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED "RM 2021", SET 0.2' DEEP ΝE 44.52 TO A NAIL "X" SET IN THE NE FACE OF POWER POLE (2.0' ABOVE GROUND) ŞE 38.73 TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED "RM 2021", SET 0.2' DEEP SW 42.44

TO THE CENTERLINE OF AN EAST-WEST COUNTY ROAD Ν

TO AN EAST-WEST POWER LINE

### © NE CORNER NW1/4 NE1/4 SECTION 35-T25-R5E

FOUND A 3/4" OPEN TOP PIPE (0.5' DEEP)

JP PIPE (U.S. DEEP)
TO A 5/8" X 24" REBAR WITH A PLASTIC CAP STAMPED "RM 2021", SET(0.2" DEEP)
TO A MAG NAIL SET IN THE TOP WEST END OF A 15" CMP

NE 47.49

TO A DODGE COUNTY BEARING POST SIGN (STAMPED "46.3") IN THE NW FACE OF A POWER POLE (3.0' ABOVE GROUND) SE 46,251

2.5 TO THE CENTERLINE OF AN EAST-WEST COUNTY ROAD

N S TO AN EAST-WEST POWER LINE 33

#### LEGAL DESCRIPTIONS:

A PARCEL OF LAND LOCATED IN PART OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, ALL IN SECTION 35, TOWNSHIP 20 NORTH, RANGE 5 EAST OF THE SIXTH PM., DODGE COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS: NORTH, RANGE 5 EAST OF THE SIXTH PM., DODGE COUNTY, NEBRASAR, BEIND DESCRIBED AS FOLLOWS. BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 35; THENCE \$89\*59\*11\*E (ASSUMED BEARING) ON THE NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 35, A DISTANCE OF 389-45\*EET; THENCE S00\*00\*49\*W PERPENDICULAR TO SAID NORTH LINE, A DISTANCE OF 357-14 FEET; THENCE N89\*5907\*W PARALLEL WITH THE NORTH LINE OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 35, A DISTANCE OF 5889.64 FEET; THENCE S00°00'53"W PERPENDICULAR TO SAID NORTH LINE, A DISTANCE OF 560.35 FEET; THENCE N89°59'07"W PARALLEL WITH SAID NORTH LINE, A DISTANCE OF 174.13 FEET; THENCE N49°00'42"W, A DISTANCE OF 252.72 FEET: THENCE N00°00'53"E PERPENDICULAR TO SAID NORTH LINE, A DISTANCE OF 168.74 FEET; THENCE S89°04'19"W, A DISTANCE OF 76.18 FEET; THENCE N00°00'53"E PERPENDICULAR TO SAID NORTH LINE, A DISTANCE OF 212.15 FEET; THENCE S89°59'07"E PARALLEL WITH SAID NORTH LINE A DISTANCE OF 214.59 FEET; THENCE N00°00'53"E PERPENDICULAR TO SAID NORTH LINE, A DISTANCE OF 372.14 FEET TO SAID NORTH LINE; THENCE S89°59'07"E ON SAID NORTH LINE, A DISTANCE OF 776.21 FEET; TO THE POINT OF BEGINNING, CONTAINING 11.35 ACRES, MORE OR LESS, WHICH INCLUDES 0.61 ACRES, MORE OR LESS, OF PUBLIC ROAD RIGHT OF WAY.

#### SURVEYOR'S REPORT:

THIS SURVEY WAS PERFORMED AT THE REQUEST OF DUSTY POND. THE PURPOSE OF THIS SURVEY WAS TO ESTABLISH THE PERIMETER AND CREATE A METES AND BOUNDS DESCRIPTION OF A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, ALL IN SECTION 35, TOWNSHIP 20 NORTH, RANGE 5 EAST OF THE SIXTH P.M., DODGE COUNTY, NEBRASKA.

EXISTING MONUMENTS OF RECORD WERE FOUND AT LOCATIONS SHOWN ON THIS PLAT, ALL MONUMENTS FOUND ARE DESCRIBED IN THE CORNER TIES, ALL MONUMENTS SET ARE A 5/8" BY 24" REBAR WITH A PLASTIC CAP STAMPED "BORCHERS LS 766"

ALL LINES WERE PRODUCED AND ANGLES AND DISTANCES MEASURED WITH A TRIMBLE R12; GNSS RECEIVER, UTILIZING THE SEILER INSTRUMENTS REAL TIME NETWORK.

SV-210943.dwg DODGE CO. #30 FIELD CREW

SURVEY FILE NO

2 OF 2