



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, December 21, 2020 at 9:29 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Rutten to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Commissioners present for said public hearing were Larry Temme, Ben Rutten and Jon Lindgren. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Daniel Rasmussen, Applicant. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News on December 9, 2020. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, December 18, 2020.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Daniel L. Rasmussen. Phyllis L. Rasmussen and Phyllis L. Rasmussen, Trustee of the Cyrus A. Rasmussen Irrevocable Testamentary Trust are the property owners of the real estate referenced herein. The application requested that 5.00± acres be divided from a parcel of farm land located in a fraction of the Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section 24, Township 20 North, Range 5 West of the 6th P.M., Boone County, Nebraska.

Daniel Rasmussen explained to the Board that the purpose for dividing the 5.00± acres from the parcel of farm land is to build a new house on the existing building site. A survey for 5.00± acres is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 5.00± acres from the parcel of farm land to build a new house on the existing building site. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Planning Commission.

Motion made by Rutten, second by Temme to close said public hearing at 9:35 A.M. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the Conditional Use Permit submitted by Daniel L. Rasmussen to divide 5.00± acres from a parcel of farm land located in a fraction of the Northwest Quarter of the Northeast Quarter (NW1/4 NE1/4) of Section 24, Township 20 North, Range 5 West of the 6th P.M., Boone County, Nebraska to build a new house on the existing building site. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk