

DRAINAGE BOARD

December 17, 2024

CALL TO ORDER

Chairman Larson called the regular meeting of the Davison County Drainage Board to order at 7:00 p.m. Auditor Wingert took roll call as follows: Members of the Board present were Jay Larson, Chet Edinger, Jerry Buchholz, Gregg Bult, Mark Klumb, Denny Kiner, & Chris Nebelsick (called in at 7:07 P.M.). Members Absent were none. Ex-Officio members present were Drainage Deputy Administrator Wegleitner. Ex-Officio members absent were Drainage Administrator Bathke, Highway Superintendent Weinberg, and Director of Equalization Vissia.

Guests – Travis Gerlach, Frank Luzack, and Curtis Mueller.

MEETING EXPECTATIONS

Chairman Larson recited expectations of the meeting.

Each permit will be considered based on a checklist of items required in accordance with the Davison County Drainage Ordinance and SDCL 46A-10A. The checklist is on file in the Davison County Auditor's office and the Drainage Administrator's office.

APPROVE AGENDA

Motion by Gregg Bult, second by Chet Edinger to approve the agenda for the December 17, 2024, meeting. All members voted aye. Motion carried.

DECLARE CONFLICTS OF INTERESTS

Chairman Larson asked for any conflicts of interest. Mark Klumb recused himself due to being an abutting neighbor to item # 8, Roger Gerlach's drainage application.

APPROVE MINUTES

Motion by Mark Klumb, second by Chet Edinger to approve the minutes of the September 17, 2024, meeting. All members voted aye. Motion carried.

PUBLIC INPUT & CITIZEN COMPLAINTS

Chairman Larson asked for any public input for items not on the agenda and reminded all in attendance that no action would be taken.

Frank Luzack spoke about Loren VanOverschelde's drainage application administratively approved on May 21, 2024. He stated Mr. VanOverschelde's project can't go on his land without his approval.

ROGER GERLACH DRAINAGE VIOLATION

Motion by Chet Edinger, second by Jerry Buchholz, based on findings, to grant a drainage permit to drain the following, the N ½ of the NW ¼ of Section 30, T 101 N, R 61 into Tobin Township Road ditch.

The applicant started filling in the field ditch without a drainage permit. The applicant explained water comes from the west and creates erosion, which causes the land to be unfarmable. The plan would be to fill in the field ditch and clean the Tobin Township Road ditch south of the property to help with farming.

Application received: December 2, 2024.

Applicant and necessary neighbors notified: December 3, 2024.

Published in the paper: December 7, 2024.

Deputy Administrator Wegleitner explained there were no calls from abutting property owners or other residents.

The Planning & Zoning Office received complaints of a drainage ditch being filled in on Roger Gerlach's property. Upon investigation, we found this to be correct and the work was being done without a drainage permit. Travis Gerlach was present and explained they filled in the ditch to make it farmable and didn't realize he needed a permit. He stated they bought the property a year ago and thought it was neglected work. He explained water flows from the west into his field instead of the road ditch as the culverts at 266th St. and 400th Ave. can't handle the water and create erosion which makes the ground unfarmable. He has plans to clean out the Tobin Township Road ditch. Travis explained to the board where the water flows on his property and when it goes into the road ditch.

Curtis Mueller from Tobin Township was present. He stated they have no issues with anyone trying to improve their property, but they would like to be informed so they can work together as some of it will affect the Township. Curtis explained they didn't get into any yellow dirt and all they did was maintenance. He explained the corner of 266th and 400th needs more maintenance but it's a catch 22 on putting more pipes in or increasing pipe sizes.

The board asked about any neighbors' concerns. I had no calls or letters with concerns. Mark Klumb, an abutting neighbor, stated we will see with the next rain how it all flows. He knows ditches weren't made for water, but water shouldn't be flowing in and out of the ditch as something is wrong with the ditch. Ditches shouldn't be higher than the ground. The board approved the permit with no other fees since he paid a \$500 fine and Tobin Township is okay with the work.

Board members were given a few minutes to review the items to consider prior to a decision, in accordance with Section 2:05 of the Davison County Drainage Ordinance. The items were placed on the screen for all to view.

A roll call vote was taken as follows. Buchholz – aye, Bult – aye, Edinger – aye, Larson – aye, Kiner – aye, Nebelsick (call-in) - aye, Klumb – abstain. Motion carried.

ADMINISTRATIVELY APPROVED APPLICATIONS

Deputy Administrator Wegleitner informed the board there were two Administratively Approved Applications since the last meeting.

An application for Shannon & Michelle Klumb was administratively approved on November 1, 2024. The legal description of the land to be drained is the N ½ and the SE ¼ of the NW ¼ of Section 27, T 101 N, R 61 in Davison County, except the NE ¼ of the NE ¼ of the NW ¼. The drainage plan is to install approximately 2,400' of 10", 1,450' of 6", and 24, 545' of 4" drain tile, which will outlet into a

blue line to the north, which will drain into the Twelve Mile Creek. The inlet and outlet will remain on the applicant's land. This is for information only; no vote is required.

An application for Nicole Johnson & Scott Estabrook was administratively approved on November 18, 2024. The legal description of the land to be drained is the SW ¼ of Section 26, T 103 N, R 62 in Davison County with the outlet on the same property. The drainage plan is the removal of silt and debris from the existing watercourse to remove a small amount of ponding in non-wetland areas. The original depth and capacity of the drainage will not be exceeded, and the path of the flow will not be altered. This is for information only; no vote is required.

MISCELLANEOUS ITEMS

None.

SET DATE AND TIME FOR NEXT MEETING

Chairperson Larson set January 21, 2025, at 7:00 p.m. as the next meeting date and time.

ADJOURN

At 7:42 p.m., Chairman Larson adjourned the meeting.

ATTEST

Kathy Wingert, Auditor

Jay Larson, Chairman

Publish Once
Approximate Cost