

Missoula Board of County Commissioners

PUBLIC MEETING MINUTES COVER SHEET



THURSDAY, MAY 23, 2024 – 2 PM

Hybrid meeting – Missoula County Courthouse Annex Sophie Moiese
Room/Microsoft Teams

[Click here to view the meeting recording.](#)

Time stamps (in green) correspond to meeting recording above. Please click to
the time stamps listed to view a particular item in the meeting.

ATTENDANCE:

Commissioners Present:

Chair David Strohmaier
Commissioner Josh Slotnick
Commissioner Juanita Vero

Staff Present:

Cheryl Hartman, Administrative Assistant, Commissioners' Office
Christina Dewar, Administrative Assistant, Commissioners' Office
Annie Cathey, Lead Administrative Assistant, Commissioners' Office
Melissa Fisher, Strategic Initiatives Manager, Commissioners' Office
Kyla Lehnerz, Office Administrator, Lands and Communities
Patrick Swart, Planner I, Planning, Development, and Sustainability
Allison Franz, Communications Manager, Commissioners' Office
Emmie Bristow, Community Engagement Coordinator, Commissioners' Office
Chris Lounsbury, Chief Administrative Officer, Commissioners' Office
Chet Crowser, Chief Officer, Lands and Communities
Karen Hughes, Director, Planning, Development, and Sustainability
Laura Collins, Planner I, Planning, Development, and Sustainability

1. **CALL TO ORDER** [Time stamp – 0:02]
2. **PLEDGE OF ALLEGIANCE** [Time stamp – 0:08]
3. **LAND ACKNOWLEDGEMENT** [Time stamp – 0:28]
Missoula County acknowledges that this event takes place in the aboriginal territories of the
Salish and Kalispel people.
4. **PUBLIC ANNOUNCEMENTS** [Time stamp – 0:36]
 - a. Closed Captioning
 - b. Proclamation: Pride Month

5. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA [Time stamp – 5:41]

6. CURRENT CLAIMS LIST [Time stamp – 06:16]

Claims received as of May 2, 2024 to May 14, 2024 by the Commissioners' Office total \$468,120.99.

7. HEARINGS

a. 1st Hearing-Evaro-Finley-O'Keefe Community Council Dissolution [Time stamp – 06:46]

Kyla Lehnerz, Office Administrator, Lands and Communities

Commissioner Strohmaier officially opened the hearing to consider the resolution of the dissolution of the Evaro-Finley-O'Keefe Community Council.

[2nd Hearing date set for June 06, 2024]

b. Brownlee Family Transfer [Time stamp – 19:10]

Patrick Swart, Planner I, Planning, Development, and Sustainability

Commissioner Vero made the motion that the Missoula Board of County Commissioners approve the request by Gary and Peggy Brownlee to utilize the family transfer exemption to create and transfer a 3.32-acre track to their daughter Bess Gene Brownlee, as presented in the exemption application and affidavit and presented by staff.

Commissioner Slotnick seconded.

[Motion Passed 3-0.]

[Letter 2024-121 sent to Gary and Peggy Brownlee on June 12, 2024]

c. Gilman Creek Boundary Line Relocation [Time stamp – 19:10]

Patrick Swart, Planner I, Planning, Development, and Sustainability

Commissioner Slotnick made the motion that the Missoula Board of County Commissioners approve the request by Kee Holdings LLC to utilize the boundary line relocation exemption as presented in the subdivision exemption application and affidavit by staff.

Commissioner Vero seconded.

[Motion Passed 3-0.]

[Letter 2024-130 sent to Kee Holdings on June 19, 2024]

d. Lessnau Family Transfer [Time stamp – 19:10]

Laura Collins, Planner I, Planning, Development, and Sustainability

Commissioner Slotnick made the motion that the Missoula Board of County Commissioners approve the request by Kee Holdings LLC to utilize the boundary line relocation exemption as presented in the subdivision exemption application and affidavit by staff.

Commissioner Vero seconded.

[Motion Passed 3-0.]

[Letter 2024-120 sent to Daniel Lessnau in c/o Tamara Ross on June 11, 2024]

8. OTHER BUSINESS

[None]

9. ADJOURN

Chair Strohmaier – Called the meeting to adjourn at 3:32 p.m.

BCC Public Meeting May 23, 2024– Transcription

This transcription was produced by transcription software. There may be discrepancies between this transcription and meeting dialogue. You can view the recording of the meeting on the county's YouTube channel: <https://www.youtube.com/c/missoulacounty> or contact the commissioners' office to obtain a copy.

Dialogue in the transcription attributed to "Sophie Moiese Room" is for all speakers that attended the meeting in person. Attendees that participated virtually are labeled individually.

0:0:0.0 --> 0:0:1.450

Sophie Moiese Room

It's role alright.

0:0:1.460 --> 0:0:2.310

Sophie Moiese Room

Welcome everyone.

0:0:2.320 --> 0:0:8.650

Sophie Moiese Room

I have two o'clock I'd like to call to order today's public meeting of the Mozilla Board of County Commissioners.

0:0:8.660 --> 0:0:10.270

Sophie Moiese Room

Please stand and join me in the Pledge of Allegiance.

0:0:12.630 --> 0:0:24.540

Sophie Moiese Room

Right to the flag of the United States of America to the Republic stands one nation under God, Indivisible, Liberty, and justice for all.

0:0:28.390 --> 0:0:35.170

Sophie Moiese Room

Missoula County acknowledges that this event today takes place in the Aboriginal territories of the Salish in Kalispell, people.

0:0:36.610 --> 0:0:40.790

Sophie Moiese Room

Cheryl, you have some closed captioning announcements for us.

0:0:42.640 --> 0:0:43.510

Sophie Moiese Room

Hello everyone.

0:0:43.520 --> 0:0:54.490

Sophie Moiese Room

If you are joining us for this meeting virtually today, instructions for turning on closed captioning or on your screen if you're joining us in person, we'll have closed captioning on all the screens here in the soapy movies room.

0:0:54.780 --> 0:0:59.390

Sophie Moiese Room

There would be an opportunity to speak during the meeting for a public comment virtually and in person.

0:0:59.700 --> 0:1:2.900

Sophie Moiese Room

We ask that all speakers today speak slowly and clearly.

0:1:2.910 --> 0:1:5.470

Sophie Moiese Room

This helps with the accuracy of the closed captioning.

0:1:5.740 --> 0:1:12.530

Sophie Moiese Room

If you are on Microsoft Teams, we like to speak when discussion has been open for public comment, we ask that you use the raise hand feature.

0:1:13.60 --> 0:1:15.590

Sophie Moiese Room

This is the small hand button at the top of your screen.

0:1:15.900 --> 0:1:19.370

Sophie Moiese Room

If you are calling in on the phone, you'll need to hit star 5 to raise your hand.

0:1:19.380 --> 0:1:23.670

Sophie Moiese Room

Once called upon, you'll need to hit star mute star 6 to unmute.

0:1:23.940 --> 0:1:29.390

Sophie Moiese Room

If you need an assisted listening device during the meeting, please find me and if you have any other questions let me know.

0:1:29.400 --> 0:1:31.780

Sophie Moiese Room

Thank you today.

0:1:31.790 --> 0:1:32.720

Sophie Moiese Room

Thank you, Sheryl.

0:1:32.10 --> 0:1:33.380

Christina Dewar

Partisanship. Nobody.

0:1:36.750 --> 0:1:40.640

Sophie Moiese Room

If folks are out there, unmuted, please mute yourselves.

0:1:42.530 --> 0:1:46.40

Sophie Moiese Room

OK, we have a proclamation today for Pride Month.

0:1:46.50 --> 0:1:53.200

Sophie Moiese Room

Would one of my colleagues like to read that OK and Commissioner Slotnick will read the proclamation?

0:1:55.660 --> 0:2:21.110

Sophie Moiese Room

Whereas Missoula County and the City of Missoula acknowledged the lasting impacts of the homophobia and transphobia highlighted by acts of physical, mental, emotional and institutional violence against lesbian, gay, bisexual, transgender, queer, intersex, asexual, and two spirit LGBTQIA plus and two S people and communities both within the United States and internationally.

0:2:21.200 --> 0:2:33.400

Sophie Moiese Room

And whereas Missoula County and the City of Missoula have diverse LGBTQIA US and 2 S communities and are committed to supporting the safety, visibility, dignity, and equality of all our community members.

0:2:33.470 --> 0:2:52.220

Sophie Moiese Room

And whereas on June 28th, 1969, the New York Police Department conducted a pair of raids on Stonewall Inn, a popular gay bar in Greenwich Village, citing anti LGBTQIA plus and two S legislation such as masquerade laws to arrest patrons and workers.

0:2:52.230 --> 0:3:15.330

Sophie Moiese Room

And whereas these raids sparked neighborhood resistance known as the Stonewall Uprising led by transgender and lesbian activists such as Marsha Pay, it No Mind Johnson, Sylvia Rivera, Storme de la Varre, Miss Major and many other transgender women of color that served as a catalyst for the movement towards LGBTQIA plus.

0:3:15.420 --> 0:3:17.530

Sophie Moiese Room

And two S rights and equity.

0:3:17.820 --> 0:3:27.840

Sophie Moiese Room

The courage of these activists in the face of violent served as a rallying cry in the United States for greater movement towards LGBTQIA plus and two S rights, equality and equity.

0:3:27.850 --> 0:3:48.140

Sophie Moiese Room

And whereas while advancements have been made regarding policy change and more equitable treatment of LGBTQIA plus and two S persons throughout the nation, there continues to be discrimination and violence against people in these communities, making it essential for local governments to collectively take action to support community members who are impacted.

0:3:48.270 --> 0:3:59.480

Sophie Moiese Room

And now, therefore, Missoula County and the City of Missoula do hereby declare the month of June 2024 as LGBTQIA plus and two S Pride month.

0:3:59.650 --> 0:4:11.620

Sophie Moiese Room

And invite all residents to observe this month with program ceremonies and activities in the community and by visiting Missoula, pride.com signed by Mayor Andrea Davis and the three of us.

0:4:12.10 --> 0:4:12.600

Sophie Moiese Room

All right.

0:4:12.610 --> 0:4:13.280

Sophie Moiese Room

Thank you.

0:4:13.290 --> 0:4:15.90

Sophie Moiese Room

Any public comment on the proclamation?

0:4:16.550 --> 0:4:17.330

Sophie Moiese Room

Come on up, Sir.

0:4:17.780 --> 0:4:23.540

Sophie Moiese Room

Please activate the microphone, state your name and share with us whatever you wanna say.

0:4:25.80 --> 0:4:27.350

Sophie Moiese Room

No, the light there it is.

0:4:27.360 --> 0:4:28.270

Sophie Moiese Room

The light comes green.

0:4:28.280 --> 0:4:29.410

Sophie Moiese Room

My name is David Glessner.

0:4:29.420 --> 0:4:34.460

Sophie Moiese Room

I live at the base of Avril Hill and I appreciate your proclamation.

0:4:35.240 --> 0:4:44.800

Sophie Moiese Room

The difficulty I have is you do not have equity when you isolate one group and give them special recognition.

0:4:45.50 --> 0:4:59.680

Sophie Moiese Room

When you take other groups and you fail to recognize them, ohm, there's the, uh problem we have with anti sediments semitism in our country right now and we're not getting the backing for those people that we give to these people.

0:4:59.760 --> 0:5:1.70

Sophie Moiese Room

So that's inequity.

0:5:1.280 --> 0:5:3.770

Sophie Moiese Room

So if you're gonna do it for one, please do it for all.

0:5:3.960 --> 0:5:4.460

Sophie Moiese Room

Thank you.

0:5:4.560 --> 0:5:5.190

Sophie Moiese Room

Thank you, Sir.

0:5:5.740 --> 0:5:7.680

Sophie Moiese Room

Any other comment on the proclamation?

0:5:9.550 --> 0:5:10.120

Sophie Moiese Room

OK.

0:5:10.130 --> 0:5:15.600

Sophie Moiese Room

And just a heads up to folks, you all are all going to have a cameo appearance in the TV show Yellowstone today.

0:5:15.610 --> 0:5:22.500

Sophie Moiese Room

I believe we're going to be filming a scene dealing with the contentious family transfer less, but no, just joking.

0:5:22.720 --> 0:5:28.860

Sophie Moiese Room

Uh, the the the filming in here will happen tomorrow, and none of us need to purchase.

0:5:28.870 --> 0:5:31.360

Sophie Moiese Room

They are filming in this very room, but not today.

0:5:31.370 --> 0:5:37.90

Sophie Moiese Room

So don't raise your anxiety level too much, OK?

0:5:37.100 --> 0:5:38.450

Sophie Moiese Room

Uh, any public comment?

0:5:38.460 --> 0:5:41.950

Sophie Moiese Room

Other public comment on items not on today's agenda.

0:5:42.340 --> 0:5:45.990

Sophie Moiese Room

So as you can see on the agenda, there are four public hearings.

0:5:46.0 --> 0:5:50.950

Sophie Moiese Room

If you have comment on any of those items, please save your comments for that point in time.

0:5:50.960 --> 0:5:59.890

Sophie Moiese Room

Otherwise, if you have any other public comment you want to share with us, if you're in the Sophie Moe's room, come on up to the microphone and share with us.

0:5:59.900 --> 0:6:4.830

Sophie Moiese Room

If you're online, please raise your hand and we will call on you in the order in which you raise your hand.

0:6:4.840 --> 0:6:5.500

Sophie Moiese Room

Any public comment?

0:6:7.380 --> 0:6:7.720

Sophie Moiese Room

OK.

0:6:8.960 --> 0:6:16.750

Sophie Moiese Room

We will move on our next item on the agenda is our current claims list claims received as of May 2nd through May 14, 2024 by the Commissioner's Office.

0:6:16.760 --> 0:6:24.70

Sophie Moiese Room

Total four million \$468,120.99 we have four public hearings today.

0:6:24.520 --> 0:6:42.700

Sophie Moiese Room

Each of these public hearings will begin with a staff report, followed by an opportunity if it, if it's even relevant for the applicant or applicants representative to say a few words that will be followed by public comment, and then the Commission will deliberate and take action.

0:6:42.710 --> 0:6:46.490

Sophie Moiese Room

Our first public hearing is a hearing on everyone.

0:6:46.500 --> 0:6:52.40

Sophie Moiese Room

Finley O'Keefe Community councils proposed dissolution Kyla.

0:6:54.190 --> 0:6:55.360

Sophie Moiese Room

Good afternoon.

0:6:55.370 --> 0:6:57.650

Sophie Moiese Room

Let me just get my PowerPoint slide pulled up here.

0:7:4.660 --> 0:7:8.530

Sophie Moiese Room

Alright, for the record, Kyla Leonard's with lands and communities.

0:7:8.540 --> 0:7:11.990

Sophie Moiese Room

I'm here to discuss the everio Finley O'Keefe Community council.

0:7:12.760 --> 0:7:17.410

Sophie Moiese Room

I'm going to start off with a brief background about where the Council started and where we are today.

0:7:18.100 --> 0:7:20.640

Sophie Moiese Room

In August of 2008, a petition was received.

0:7:22.860 --> 0:7:41.660

Sophie Moiese Room

Requesting a consideration to establish the Community Council in June of 2009, there was a community outreach meeting and then in July of 2009, the Commissioners held their first public meeting about placing the question whether or not to establish a Community council on the November ballot.

0:7:42.550 --> 0:7:51.540

Sophie Moiese Room

In November of 2009, voters approved the creation of the Council, and the Council was in voter precincts 394041 and 42.

0:7:52.880 --> 0:8:10.370

Sophie Moiese Room

In March of 2010, the Mozilla County Board of Commissioners appointed the first Council members, and then in August of or excuse me, April of 2010, the Council held its first meeting, Umm, and then in 2019 there was start of a membership decline.

0:8:10.580 --> 0:8:21.290

Sophie Moiese Room

And then in 2020, due to the pandemic, the Council ceased to meet quorum and host meetings and recruitment efforts and outreach have has since then been unsuccessful.

0:8:25.300 --> 0:8:49.410

Sophie Moiese Room

So here we are today at the next steps due to lack of interest in membership, resulting in the inability to meet quorum or host meetings and pursuant to his lost lawful discretion, the Board of Mozilla County Commissioners may resolve to dissolve may resolve to dissolve the council under such circumstances as the board deems appropriate and in the best entrance interests of the residents of the Council.

0:8:54.440 --> 0:9:3.140

Sophie Moiese Room

So I am here today to request the board to open public comment to consider a resolution of dissolution for the everyo Finley O'Keefe Community Council.

0:9:5.0 --> 0:9:5.540

Sophie Moiese Room

OK.

0:9:5.550 --> 0:9:7.490

Sophie Moiese Room

And before we get going here, Kyle.

0:9:7.500 --> 0:9:9.840

Sophie Moiese Room

So we're opening the public comment.

0:9:10.770 --> 0:9:11.480

Sophie Moiese Room

What next?

0:9:12.820 --> 0:9:14.370

Sophie Moiese Room

There will be a second hearing.

0:9:14.380 --> 0:9:15.640

Sophie Moiese Room

I think I've got on my next slide.

0:9:17.850 --> 0:9:25.760

Sophie Moiese Room

The next hearing is Thursday, June 6th, and that point we will close the public comment and possibly have a decision.

0:9:25.890 --> 0:9:26.260

Sophie Moiese Room

OK.

0:9:26.270 --> 0:9:27.260

Sophie Moiese Room

And vote great.

0:9:27.270 --> 0:9:27.720

Sophie Moiese Room

Thank you.

0:9:28.470 --> 0:9:30.70

Sophie Moiese Room

All right, this is a public hearing.

0:9:30.210 --> 0:9:33.900

Sophie Moiese Room

I will open it and take comment on the proposal.

0:9:33.910 --> 0:9:34.450

Sophie Moiese Room

Come on up, Sir.

0:9:40.270 --> 0:9:41.420

Sophie Moiese Room

My name's David glasner.

0:9:41.470 --> 0:9:44.30

Sophie Moiese Room

I live at the bottom every hill and due to.

0:9:46.210 --> 0:9:47.840

Sophie Moiese Room

Government error.

0:9:48.750 --> 0:9:53.680

Sophie Moiese Room

My residence is neither an Avro or West Valley Community Council jurisdiction.

0:9:54.250 --> 0:9:59.420

Sophie Moiese Room

I went to register to be a candidate for West Valley Community Council and the election board says.

0:9:59.470 --> 0:10:0.600

Sophie Moiese Room

I'm sorry, Mr Glessner.

0:10:0.610 --> 0:10:1.700

Sophie Moiese Room

You're in no man's land.

0:10:2.70 --> 0:10:3.290

Sophie Moiese Room

You have no representation.

0:10:3.300 --> 0:10:14.420

Sophie Moiese Room

You have no ability to speak and so I asked the West Valley Community Council what I could do and they said, well, you can't do anything because in the government's hands I said, well, I pay taxes and I don't get representation.

0:10:14.430 --> 0:10:24.0

Sophie Moiese Room

That's not quite acceptable to me, so I'm here to ask you what are you going to do to remedy my serious situation?

0:10:24.750 --> 0:10:27.300

Sophie Moiese Room

Well, I can answer one a couple of things, Sir.

0:10:27.310 --> 0:10:30.820

Sophie Moiese Room

So one you do have representation and that's the three of us up here.

0:10:30.830 --> 0:10:32.600

Sophie Moiese Room

Regardless, I totally hear you.

0:10:32.610 --> 0:10:52.590

Sophie Moiese Room

As far as not being in a Community Council area, this is a two step process, so we are looking at dissolving the ever openly o'keith Community council, but then subsequently we will look at expanding the French Town Community Council, which might I I don't know off hand but it might.

0:10:52.660 --> 0:10:58.410

Sophie Moiese Room

It should include the area that you're talking about, so I'm in the French town school district, #40.

0:10:58.600 --> 0:11:0.780

Sophie Moiese Room

But I'm neither in the district case.

0:11:0.790 --> 0:11:2.460

Sophie Moiese Room

There's a triangle there, right?

0:11:2.470 --> 0:11:7.230

Sophie Moiese Room

So what we what we're going to be contemplating is changing the.

0:11:8.110 --> 0:11:17.620

Sophie Moiese Room

Eligibility requirements to be included in the French town or the West Valley Community Council to include the entire French Town School district.

0:11:17.790 --> 0:11:24.490

Sophie Moiese Room

So if that's the case, if you are in the French town school district, you will then be in the Community Council.

0:11:24.500 --> 0:11:26.430

Sophie Moiese Room

But that's that's the second step of this.

0:11:26.440 --> 0:11:28.740

Sophie Moiese Room

The first would be dissolving everyone.

0:11:28.750 --> 0:11:29.660

Sophie Moiese Room

Finley O'Keefe.

0:11:29.730 --> 0:11:37.130

Sophie Moiese Room

So then how do we address the fact that I was denied the ability to even sit on any Community council?

0:11:37.460 --> 0:11:50.280

Sophie Moiese Room

There are lots of folks within Missoula County, thousands upon thousands who are in no Community council whatsoever because they've chosen to either not be in a Community council or the lines were drawn such that they are not.

0:11:50.290 --> 0:11:52.640

Sophie Moiese Room

So there's there's nothing that can be done in the past.

0:11:53.230 --> 0:12:1.320

Sophie Moiese Room

Going forward though, we are looking at expanding the West Valley Community Council to perhaps include the entire French town school district.

0:12:1.670 --> 0:12:9.860

Sophie Moiese Room

I mean this seems like a real unfortunate scenario, because according to the overhead that I saw that they're not getting enough participation and Everal Community council.

0:12:9.950 --> 0:12:12.100

Sophie Moiese Room

And yet people like me are denied access.

0:12:12.570 --> 0:12:17.480

Sophie Moiese Room

So that's, that's the government failing to represent us well.

0:12:17.490 --> 0:12:19.580

Sophie Moiese Room

I take exception with that, Sir, but go ahead.

0:12:19.590 --> 0:12:21.160

Sophie Moiese Room

We're attempting to remedy that.

0:12:21.170 --> 0:12:23.940

Sophie Moiese Room

This is, as Dave pointed out, the first of two steps.

0:12:24.70 --> 0:12:28.280

Sophie Moiese Room

So the first step is to dissolve this Community council and died on its own.

0:12:30.40 --> 0:12:31.930

Sophie Moiese Room

Being it it, it wasn't happening.

0:12:31.940 --> 0:12:32.360

Sophie Moiese Room

It didn't.

0:12:32.460 --> 0:12:32.770

Sophie Moiese Room

It's not.

0:12:32.780 --> 0:12:37.810

Sophie Moiese Room

It's not functioning anymore, so first step officially end this one second step.

0:12:37.820 --> 0:12:43.350

Sophie Moiese Room

Expand West Valley to include all the French town school districts, so then you will be in a Community council district.

0:12:44.240 --> 0:12:51.760

Sophie Moiese Room

Nothing can be done about what was done 16 years ago to form the ever openly O'Keefe Community Council.

0:12:51.770 --> 0:12:58.980

Sophie Moiese Room

But what we can do now is include the entire French down school district and that's what we will be contemplating later this summer.

0:12:59.510 --> 0:13:12.420

Sophie Moiese Room

So the Commissioners of Missoula County have no ability to say, OK, Mr Glassner, because you were left out, we can appoint you to the position that you tried to register for to get voted in. Correct.

0:13:12.430 --> 0:13:14.200

Sophie Moiese Room

We cannot do that, right?

0:13:14.310 --> 0:13:14.760

Sophie Moiese Room

Thank you.

0:13:14.850 --> 0:13:15.170

Sophie Moiese Room

Thank you.

0:13:17.320 --> 0:13:19.890

Sophie Moiese Room

Yes, Janet Stevens, you have your hand up.

0:13:21.60 --> 0:13:28.60

Stevens, Janet

Hi ohm I have been a member of the Royal Family O'Keefe Council for many years.

0:13:29.730 --> 0:13:31.130

Stevens, Janet

Hopefully you can hear me right.

0:13:31.770 --> 0:13:32.100

Sophie Moiese Room

Yeah.

0:13:32.200 --> 0:13:34.20

Sophie Moiese Room

We can hear you and see you too.

0:13:32.570 --> 0:13:35.290

Stevens, Janet

OK, I was having problems earlier.

0:13:38.70 --> 0:13:42.160

Stevens, Janet

I have my term runs out at the end of this month.

0:13:42.170 --> 0:13:44.590

Stevens, Janet

I believe, though I did just apply to.

0:13:45.790 --> 0:13:46.590

Stevens, Janet

Uh.

0:13:47.920 --> 0:13:48.880

Stevens, Janet

Read up.

0:13:48.920 --> 0:14:3.620

Stevens, Janet

Uh, next term, I believe we have one other member, Andy Hayes, who is still on there and in the last day or two since the subject has come up, I have received several.

0:14:4.330 --> 0:14:15.860

Stevens, Janet

Uh people questions of people in the area who may be interested in you leave restarting the Council.

0:14:15.940 --> 0:14:22.70

Stevens, Janet

It's finally, finally, now that it's down to the last minute, we're getting interest.

0:14:23.570 --> 0:14:28.560

Stevens, Janet

For me, I hate to see you disband.

0:14:28.570 --> 0:14:32.650

Stevens, Janet

They council as it takes so long to get one going.

0:14:33.220 --> 0:14:49.370

Stevens, Janet

When we first got this Council going, it was because of the highway 93 reconstruction and by the time the Council was formed, there wasn't a whole lot we can do with input on that.

0:14:50.520 --> 0:15:10.450

Stevens, Janet

Construction it it was already a set and done matter, so when something, even though we weren't very active in the past few years, when something does come up, it is pretty vital that we have a Council in place already to address it.

0:15:11.520 --> 0:15:32.200

Stevens, Janet

Ohm also, I hesitate to be in either West Valley or a French town council as our issues and even in the Everal family O'Keefe area are not necessarily the same as issues in French town and vice versa.

0:15:33.190 --> 0:15:35.960

Stevens, Janet

Umm for now that's all I have to say.

0:15:35.970 --> 0:15:36.890

Stevens, Janet

I may write more.

0:15:38.410 --> 0:15:38.880

Sophie Moiese Room

OK.

0:15:38.950 --> 0:15:39.800

Sophie Moiese Room

Thank you, Janet.

0:15:39.810 --> 0:15:42.880

Sophie Moiese Room

And again, we are just opening the public comment period today.

0:15:42.890 --> 0:15:58.690

Sophie Moiese Room

There will be a couple weeks before we hear this again and have the opportunity to take action in one way or another, and before we go on any further, do we I I just realized, do we actually need to take action to open the public here?

0:15:58.700 --> 0:16:4.520

Sophie Moiese Room

And we typically do not have a motion and and formal action.

0:16:4.530 --> 0:16:5.650

Sophie Moiese Room

And in that regard.

0:16:7.680 --> 0:16:8.470

Sophie Moiese Room

No, we don't.

0:16:8.530 --> 0:16:10.470

Sophie Moiese Room

Well, thanks anyway for the motion.

0:16:10.560 --> 0:16:11.90

Sophie Moiese Room

Yeah.

0:16:11.240 --> 0:16:20.630

Sophie Moiese Room

If and John, me either you guys may be able to correct me if I get this wrong, but if I understand it right, there are only two counties in the entire state that have community councils.

0:16:20.960 --> 0:16:25.290

Sophie Moiese Room

We are one and of the two we are the one that has the most, umm.

0:16:29.100 --> 0:16:29.970

Sophie Moiese Room

Yeah, I I don't.

0:16:29.980 --> 0:16:52.270

Sophie Moiese Room

I can't speak to what other counties do I the way that we set up our community councils is unique, though I can say by trying to encompass, you know, a community the the legislature actually envisioned Community councils being the same boundaries as the Commissioners districts.

0:16:52.640 --> 0:17:5.240

Sophie Moiese Room

So if we were following the strict statute on Community councils, we'd have three community councils and they would be divided.

0:17:5.250 --> 0:17:22.400

Sophie Moiese Room

They would divide the county three ways and I'm sure that we set them up the way they did so that we could actually get the pulse of, you know, communities rather than just three pie slices of Missoula County.

0:17:22.920 --> 0:17:24.200

Sophie Moiese Room

Thanks for that history lesson.

0:17:24.210 --> 0:17:24.860

Sophie Moiese Room

I never knew that.

0:17:24.870 --> 0:17:25.420

Sophie Moiese Room

Thank you.

0:17:25.430 --> 0:17:42.780

Sophie Moiese Room

And for folks who are joining today, who may not know community councils or advisory bodies to the board of County Commissioners, they have no independent decision making authority whatsoever, which is different than, say, a City Council or a town council that might be a governing body unto itself.

0:17:43.10 --> 0:17:44.510

Sophie Moiese Room

Anyone else who's not spoken?

0:17:44.670 --> 0:17:49.220

Sophie Moiese Room

Who would like to offer public comment on this, either online or in the room?

0:17:51.570 --> 0:17:51.940

Sophie Moiese Room

OK.

0:17:51.950 --> 0:17:52.760

Sophie Moiese Room

We will.

0:17:53.370 --> 0:17:54.40

Sophie Moiese Room

Yes, Sir.

0:17:54.50 --> 0:17:59.600

Sophie Moiese Room

I'll give I'll give you the opportunity since we have such a thin agenda today to say one more thing, go ahead.

0:17:59.650 --> 0:18:8.520

Sophie Moiese Room

Alright, this with Errol, I wasn't aware of that and I'm writing that Pi shape where whether I'm in West Valley or everyone makes no difference to me.

0:18:8.950 --> 0:18:14.580

Sophie Moiese Room

So if me being in the Ariel Community Council against them, a quorum, I'm willing to do that.

0:18:15.150 --> 0:18:15.590

Sophie Moiese Room

OK.

0:18:15.600 --> 0:18:16.140

Sophie Moiese Room

Thank you, Sir.

0:18:16.150 --> 0:18:17.420

Sophie Moiese Room

And your name again for the record.

0:18:19.40 --> 0:18:19.380

Sophie Moiese Room

Thank you.

0:18:20.510 --> 0:18:21.790

Sophie Moiese Room

Any additional public comment?

0:18:23.650 --> 0:18:24.60

Sophie Moiese Room

OK.

0:18:24.130 --> 0:18:31.520

Sophie Moiese Room

We will keep the public comment, period and the public hearing open until June 6th, where we will take this up again.

0:18:31.530 --> 0:18:34.40

Sophie Moiese Room

So thank you, everyone, and thank you, Kayla.

0:18:34.890 --> 0:18:39.340

Sophie Moiese Room

Moving on, our second public hearing today is the proposed Brownley family transfer.

0:18:39.630 --> 0:18:42.870

Sophie Moiese Room

Patrick, would you be so kind as to introduce this for us?

0:19:8.980 --> 0:19:10.130

Sophie Moiese Room

Thank you, commissioners.

0:19:10.140 --> 0:19:14.570

Sophie Moiese Room

My name is Patrick Swart and I'm with the office of Planning, Development and Sustainability.

0:19:17.180 --> 0:19:32.530

Sophie Moiese Room

And today we are looking at the uh request from Gary and Peggy M Brownlee to utilize the family transfer exemption to the Montana Subdivision and Platting Act on their property located at 15675 Queen Anne Lane and Florence Mt.

0:19:32.540 --> 0:19:38.200

Sophie Moiese Room

Lane and Florence, Mt and they are being represented by Montana Northwest Company.

0:19:40.440 --> 0:19:47.980

Sophie Moiese Room

So here's a look at where the property is located, and it's on that kind of the North End of Florence, West of I-90 and just South of Lolo.

0:19:50.390 --> 0:19:53.150

Sophie Moiese Room

And here is a look at the existing conditions on the property.

0:19:54.610 --> 0:19:57.80

Sophie Moiese Room

It's lot 6 of Macintosh Manor.

0:19:57.150 --> 0:20:4.720

Sophie Moiese Room

It's a 9.96 acres and there's currently one existing single family residence on the property.

0:20:10.560 --> 0:20:10.900

Sophie Moiese Room

Umm.

0:20:11.120 --> 0:20:28.920

Sophie Moiese Room

So like I mentioned before, they're proposing to use the family transfer exemption to create and transfer one new 3.32 acre parcel to their daughter's best G and Brownlee, Umm, the remaining 6.64 acres will remain in the applicants ownership.

0:20:30.550 --> 0:20:32.780

Sophie Moiese Room

And the property is currently unzoned.

0:20:39.630 --> 0:20:43.900

Sophie Moiese Room

Here we have a look at what the property would look like under these proposed conditions.

0:20:43.910 --> 0:20:51.220

Sophie Moiese Room

This NS boundary would be established creating this 3.32 acre parcel, and there's the remaining 6.64.

0:20:55.230 --> 0:21:11.120

Sophie Moiese Room

And we reviewed this application request against our general evasion criteria and rebuttable presumptions and the Missoula County Subdivision Regulations and the only flag that it raised was in regards to incompatibility with the growth policy.

0:21:11.590 --> 0:21:25.240

Sophie Moiese Room

The 2002 low low Regional Plan recommends rural residential with a density of 1 dwelling per 10 acres, but this would result in a density of 1 dwelling unit per 4.9 acres.

0:21:31.200 --> 0:21:35.630

Sophie Moiese Room

And then if the applicants are here, we have a few questions for you.

0:21:35.700 --> 0:21:36.770

Sophie Moiese Room

Are the applicants in the room?

0:21:36.780 --> 0:21:37.120

Sophie Moiese Room

Come on up.

0:21:43.420 --> 0:21:48.730

Sophie Moiese Room

Alright, if you wouldn't mind stating your names for the record, please.

0:21:48.920 --> 0:21:51.540

Sophie Moiese Room

Gerry Brownlee AM Brownlee.

0:21:52.980 --> 0:21:53.280

Sophie Moiese Room

Right.

0:21:53.800 --> 0:21:56.820

Sophie Moiese Room

Did you buy the property with the intent of dividing it?

0:21:57.550 --> 0:21:57.890

Sophie Moiese Room

No, no.

0:21:59.840 --> 0:22:4.200

Sophie Moiese Room

Did you or the transferee intend to transfer the property within the next year?

0:22:6.720 --> 0:22:11.160

Sophie Moiese Room

Have you talked with anyone at the county about going through subdivision review, you know?

0:22:12.920 --> 0:22:15.340

Sophie Moiese Room

Will the new property be developed?

0:22:17.720 --> 0:22:18.320

Sophie Moiese Room

Family do.

0:22:20.160 --> 0:22:23.890

Sophie Moiese Room

And will the recipient of the property be residing on the property?

0:22:26.30 --> 0:22:26.760

Sophie Moiese Room

Thank you.

0:22:26.950 --> 0:22:28.980

Sophie Moiese Room

In the future, in the future right now.

0:22:29.270 --> 0:22:31.880

Sophie Moiese Room

OK, so Mr Mrs brownley.

0:22:31.890 --> 0:22:33.800

Sophie Moiese Room

Anything else that you'd like to add while you're?

0:22:33.870 --> 0:22:36.440

Sophie Moiese Room

I won't make you sit down and then have to pop up again so.

0:22:38.780 --> 0:22:39.10

Sophie Moiese Room

Sure.

0:22:39.20 --> 0:22:44.420

Sophie Moiese Room

I was just interested because many of the 10 acre properties have been divided up.

0:22:44.890 --> 0:22:52.170

Sophie Moiese Room

Perhaps they are more than umm, what we're proposing to do in acreage size.

0:22:52.540 --> 0:22:57.30

Sophie Moiese Room

I'm not sure, but there's lots of dividing up going on.

0:22:57.540 --> 0:22:58.870

Sophie Moiese Room

So, OK.

0:22:58.960 --> 0:22:59.250

Sophie Moiese Room

Thanks.

0:22:59.260 --> 0:22:59.670

Sophie Moiese Room

This is mine.

0:23:0.710 --> 0:23:1.350

Sophie Moiese Room

Thank you.

0:23:2.50 --> 0:23:3.450

Sophie Moiese Room

Any other questions?

0:23:3.930 --> 0:23:4.430

Sophie Moiese Room

OK.

0:23:4.470 --> 0:23:5.150

Sophie Moiese Room

Thank you very much.

0:23:7.410 --> 0:23:15.520

Sophie Moiese Room

And I'll also mention that we did send this out for agency comment and did not receive any adverse comments on this request.

0:23:16.170 --> 0:23:24.130

Sophie Moiese Room

So with that, we did not find this to be an attempt to evade the Montana subdivision and Platting Act or our regulations.

0:23:24.140 --> 0:23:27.320

Sophie Moiese Room

So we would recommend approval in this instance.

0:23:27.330 --> 0:23:30.40

Sophie Moiese Room

And here is a recommended motion for you.

0:23:30.670 --> 0:23:31.40

Sophie Moiese Room

OK.

0:23:31.50 --> 0:23:32.100

Sophie Moiese Room

Any questions or a motion?

0:23:33.650 --> 0:23:35.780

Sophie Moiese Room

Ohh, go ahead.

0:23:35.850 --> 0:23:36.970

Sophie Moiese Room

I don't have any questions.

0:23:36.980 --> 0:23:37.380

Sophie Moiese Room

Alright.

0:23:37.390 --> 0:23:38.100

Sophie Moiese Room

I guess ohh.

0:23:38.110 --> 0:23:41.460

Sophie Moiese Room

Before we do that, how could I forget public comment?

0:23:41.470 --> 0:23:44.160

Sophie Moiese Room

Any public comment on this proposed yes.

0:23:44.170 --> 0:23:44.740

Sophie Moiese Room

Come on up.

0:23:44.750 --> 0:23:46.780

Sophie Moiese Room

The rare comment on a family transfer?

0:23:46.850 --> 0:23:47.170

Sophie Moiese Room

Yes, Sir.

0:23:49.970 --> 0:23:53.120

Sophie Moiese Room

I have been through this situation so it's near and dear to my heart.

0:23:54.830 --> 0:24:0.180

Sophie Moiese Room

The government is becoming more and more intrusive and how we use and utilize our land.

0:24:0.570 --> 0:24:13.80

Sophie Moiese Room

Now I could see if it was just a small postage stamp a a 35 by 105 or or hundred 505 square lot where you'd have some difficulties with sewer and all that stuff.

0:24:13.170 --> 0:24:22.40

Sophie Moiese Room

But in a size like this, why do we make it so hard for families to move their estate forward for the benefit of their family?

0:24:22.410 --> 0:24:22.920

Sophie Moiese Room

Thank you, Sir.

0:24:24.40 --> 0:24:25.870

Sophie Moiese Room

This is about as easy as it gets.

0:24:25.940 --> 0:24:30.370

Sophie Moiese Room

So, uh, I'd like to any other any other public comments, sorry.

0:24:30.440 --> 0:24:32.570

Sophie Moiese Room

Any other public comment online or in the room?

0:24:33.430 --> 0:24:34.80

Sophie Moiese Room

See none.

0:24:34.90 --> 0:24:34.850

Sophie Moiese Room

I'll take a motion.

0:24:35.300 --> 0:24:47.830

Sophie Moiese Room

I move to approve the request by Gary and Peggy Brownlee to utilize the family transfer exemption to create and transfer a 3.32 acre track to their daughter best Gene Brownlee, as presented in the exemption application and affidavit.

0:24:48.620 --> 0:24:52.450

Sophie Moiese Room

I'm sorry I didn't read the IA Paul.

0:24:52.460 --> 0:24:56.100

Sophie Moiese Room

I slightly changed the wording, but in effect would you like me to reread it?

0:24:57.310 --> 0:24:57.700

Sophie Moiese Room

Sure.

0:24:57.760 --> 0:24:58.500

Sophie Moiese Room

I'll just do that.

0:24:58.570 --> 0:24:58.920

Sophie Moiese Room

OK.

0:24:58.930 --> 0:25:10.770

Sophie Moiese Room

I move to approve the request by Gary and Peggy and Brownlee to utilize a family transfer exemption to create and transfer 1 parcel to their daughter's best friend Brownlee, as presented in the subdivision exemption application and affidavit.

0:25:11.270 --> 0:25:12.140

Sophie Moiese Room

I'll second that.

0:25:12.210 --> 0:25:12.450

Sophie Moiese Room

OK.

0:25:12.460 --> 0:25:18.970

Sophie Moiese Room

Thank you for the do over any additional discussion on the motion seeing none.

0:25:18.980 --> 0:25:19.560

Sophie Moiese Room

All in favor?

0:25:19.730 --> 0:25:21.410

Sophie Moiese Room

Aye, thank you.

0:25:21.420 --> 0:25:23.320

Sophie Moiese Room

Mr and Mrs Brownlee, thank you.

0:25:23.410 --> 0:25:23.770

Sophie Moiese Room

You bet.

0:25:26.970 --> 0:25:35.620

Sophie Moiese Room

Moving on, our next item is a proposed boundary line relocation Gilman Creek boundary line relocation. Patrick.

0:25:40.540 --> 0:25:43.580

Sophie Moiese Room

Are excuse me, Brownlee family transfer.

0:25:45.250 --> 0:25:47.30

Sophie Moiese Room

We we just made it through the Brown family.

0:25:47.40 --> 0:25:48.800

Sophie Moiese Room

Yeah, we're on fish to Gilman Creek.

0:25:49.210 --> 0:25:50.530

Sophie Moiese Room

I'm confusing myself.

0:25:50.570 --> 0:25:51.960

Sophie Moiese Room

I'm confusing myself.

0:25:51.970 --> 0:25:52.380

Sophie Moiese Room

Yes.

0:25:52.570 --> 0:25:54.70

Sophie Moiese Room

Gilman, Gilman Creek.

0:25:55.950 --> 0:25:56.510

Sophie Moiese Room

Alright.

0:25:58.550 --> 0:26:9.40

Sophie Moiese Room

So this is a request from Key Holdings LLC to utilize the boundary line relocation exemption for their property at 21025 Gillman Creek Rd.

0:26:9.370 --> 0:26:13.490

Sophie Moiese Room

And key holdings as represented by Eli and Associates Inc.

0:26:15.910 --> 0:26:19.420

Sophie Moiese Room

Here is a look at the property in question.

0:26:19.490 --> 0:26:22.240

Sophie Moiese Room

It's on the far West End of Deep Creek Rd.

0:26:22.330 --> 0:26:33.280

Sophie Moiese Room

In the mountains up above the Big Flat neighborhood and it currently is comprised of five tracks that make up the entirety of Section 7 Township, 13 N, range 21 W.

0:26:36.0 --> 0:26:40.960

Sophie Moiese Room

And here's a look at the existing conditions, showing those 5 tracks in their current configuration.

0:26:46.740 --> 0:26:52.390

Sophie Moiese Room

And the key holdings is proposing to adjust these boundaries to allow for.

0:26:54.410 --> 0:27:5.20

Sophie Moiese Room

To create some designated parcels for recreational use and then some timber production on the other parcels, according to the application, this is what the entirety of the property is currently being used for.

0:27:6.470 --> 0:27:19.380

Sophie Moiese Room

The property is zoned AG working 40 and the proposed conditions would be compliant with the zoning and here is a look at the proposed layout.

0:27:21.430 --> 0:27:33.400

Sophie Moiese Room

My understanding, and I believe Eli and Associates, is on so they may be able to step in and correct me if I'm wrong, but these the eastern parcels here would be used for recreational purposes with more temper production to the West.

0:27:33.410 --> 0:27:34.290

Sophie Moiese Room

If I understand correctly.

0:27:38.680 --> 0:27:43.890

Sophie Moiese Room

We reviewed this again for our general evasion criteria and rebuttable presumptions.

0:27:44.720 --> 0:28:3.940

Sophie Moiese Room

It did flag a couple of the evasion criteria, UH-1 being that two of the involved tracks have been transferred within

the last two years and the other is that the applicants did bring this property forward for a scoping meeting for subdivision with our office in April of 2002.

0:28:5.280 --> 0:28:5.610

Sophie Moiese Room

Alright.

0:28:5.620 --> 0:28:6.960

Sophie Moiese Room

Pardon me, I've 2022.

0:28:9.60 --> 0:28:14.650

Sophie Moiese Room

And this was also sent out for agency comment and we did not receive any adverse comments on this project.

0:28:15.900 --> 0:28:22.270

Sophie Moiese Room

Umm so after going through a review we did not find this to be an attempt to evade the subdivision and platting act or regulation.

0:28:22.280 --> 0:28:25.710

Sophie Moiese Room

So again, we'd be recommending approval in this case.

0:28:26.240 --> 0:28:26.690

Sophie Moiese Room

Thank you.

0:28:26.700 --> 0:28:29.320

Sophie Moiese Room

Is there anyone from Eli and associates on the line?

0:28:31.160 --> 0:28:32.780

Sophie Moiese Room

Applicant or applicants representative.

0:28:33.600 --> 0:28:36.580

Eli & Assoc.

Hi, Mariah Hale looking line misstates.

0:28:37.440 --> 0:28:37.700

Eli & Assoc.

Uh.

0:28:39.130 --> 0:28:44.990

Eli & Assoc.

And then I believe the applicant to Brad as well is probably online.

0:28:45.0 --> 0:28:49.630

Eli & Assoc.

He can probably better answer questions about the uses than I can. Uh.

0:28:50.820 --> 0:28:53.870

Sophie Moiese Room

OK, I will leave it up to you how you want to slice and dice this.

0:28:53.880 --> 0:28:55.10

Sophie Moiese Room

Brad, do you want to speak to this?

0:28:58.300 --> 0:28:58.560

Brad Isbell (Guest)

Yes.

0:28:58.570 --> 0:28:59.310

Brad Isbell (Guest)

Are you able to hear me now?

0:28:59.900 --> 0:29:0.40

Sophie Moiese Room

Yes.

0:29:1.240 --> 0:29:1.970

Brad Isbell (Guest)

Ah, very good.

0:29:2.880 --> 0:29:7.430

Brad Isbell (Guest)

Yes, Key actually stands for Clara.

0:29:7.480 --> 0:29:10.220

Brad Isbell (Guest)

Eli and Eva are three children.

0:29:11.0 --> 0:29:21.120

Brad Isbell (Guest)

Umm, we have you, you may know me from the last time that I came before the Commissioners, when we took a subdivision.

0:29:21.440 --> 0:29:34.720

Brad Isbell (Guest)

The blue Heron estates and put a conservation easement on it for making that agricultural land as a as a single 80 acre property in the Harpers Bridge area.

0:29:35.620 --> 0:29:52.850

Brad Isbell (Guest)

Umm so I I am just trying to resolve a bizarre boundary or arrangement that was initiated over 100 years ago to try get trying to make it a little more practical in how the boundaries are aligned.

0:29:52.910 --> 0:29:54.520

Brad Isbell (Guest)

So that's all we're trying to do.

0:29:56.700 --> 0:29:56.970

Sophie Moiese Room

OK.

0:29:58.80 --> 0:29:59.310

Sophie Moiese Room

Thank you very much.

0:29:59.380 --> 0:30:2.550

Sophie Moiese Room

We may or may not have any questions for you, so stay on the line.

0:30:2.560 --> 0:30:5.820

Sophie Moiese Room

Is there any public comment on this proposed boundary line relocation?

0:30:8.910 --> 0:30:9.280

Sophie Moiese Room

Alright.

0:30:9.290 --> 0:30:10.370

Sophie Moiese Room

Any questions from the Commission?

0:30:12.740 --> 0:30:13.840

Sophie Moiese Room

Yeah, go ahead, Patrick.

0:30:13.850 --> 0:30:18.180

Sophie Moiese Room

Just it looks like we start with and end with the same number of parcels.

0:30:18.190 --> 0:30:18.770

Sophie Moiese Room

Is that correct?

0:30:19.620 --> 0:30:20.430

Sophie Moiese Room

That is correct.

0:30:20.560 --> 0:30:20.790

Sophie Moiese Room

Thanks.

0:30:21.800 --> 0:30:24.540

Sophie Moiese Room

Any other questions or motion?

0:30:27.240 --> 0:30:36.130

Sophie Moiese Room

I moved to approve the request by Key Holdings LLC to utilize the boundary line relocation exemption as presented in the subdivision exemption application and affidavit.

0:30:36.760 --> 0:30:40.470

Sophie Moiese Room

Second, any further discussion on the motion seeing none.

0:30:40.480 --> 0:30:41.110

Sophie Moiese Room

All in favor?

0:30:41.500 --> 0:30:42.150

Sophie Moiese Room

Aye.

0:30:42.520 --> 0:30:42.870

Sophie Moiese Room

All right.

0:30:42.880 --> 0:30:43.360

Sophie Moiese Room

Thank you, Brad.

0:30:44.420 --> 0:30:45.150

Sophie Moiese Room

Thank you.

0:30:45.460 --> 0:30:46.70

Sophie Moiese Room

Thanks, Patrick.

0:30:45.730 --> 0:30:46.130

Brad Isbell (Guest)

Thank you.

0:30:46.800 --> 0:30:47.200

Sophie Moiese Room

You bet.

0:30:48.660 --> 0:30:56.410

Sophie Moiese Room

OK, our 4th and final public hearing today and I'm not sure if I'm pronouncing this correctly the less now.

0:30:58.920 --> 0:30:59.190

Sophie Moiese Room

Less.

0:30:59.200 --> 0:30:59.550

Sophie Moiese Room

Nah.

0:30:59.560 --> 0:31:0.530

Sophie Moiese Room

Family transfer.

0:31:1.160 --> 0:31:1.750

Sophie Moiese Room

OK.

0:31:1.760 --> 0:31:2.350

Sophie Moiese Room

Thank you.

0:31:2.590 --> 0:31:5.490

Sophie Moiese Room

And Laura Collins will provide a staff report.

0:31:7.570 --> 0:31:8.20

Sophie Moiese Room

Thank you.

0:31:8.30 --> 0:31:9.210

Sophie Moiese Room

Let me just get set up real quick.

0:31:50.340 --> 0:31:51.730

Sophie Moiese Room

Alright, thank you for the record.

0:31:51.740 --> 0:31:55.410

Sophie Moiese Room

My name is Laura Collins with planning, development and sustainability.

0:31:55.500 --> 0:32:0.630

Sophie Moiese Room

Today I am bringing you the Lesnar exemptions.

0:32:0.700 --> 0:32:4.120

Sophie Moiese Room

We have aggregation, boundary line relocation and family transfer.

0:32:12.210 --> 0:32:19.670

Sophie Moiese Room

The subject property is located at 36331 chloride way all the way out here in Clinton, almost at the boundary of the county.

0:32:22.770 --> 0:32:26.970

Sophie Moiese Room

The subject property is approximately 127 acres.

0:32:33.40 --> 0:32:38.920

Sophie Moiese Room

The first request is to simply aggregate historical tracks of record identified by the clerk and recorders.

0:32:41.850 --> 0:32:45.400

Sophie Moiese Room

There is a second request for a boundary line relocation.

0:32:45.850 --> 0:32:51.900

Sophie Moiese Room

There is a proposed relocation between a boundary line with a adjoining property.

0:32:52.170 --> 0:32:55.180

Sophie Moiese Room

The neighbors would receive 10 acres from the subject property.

0:32:59.640 --> 0:33:4.210

Sophie Moiese Room

And then thirdly, a family transfer to the applicant's daughter is requested.

0:33:4.950 --> 0:33:8.320

Sophie Moiese Room

Umm without should say 47 acres?

0:33:8.330 --> 0:33:8.510

Sophie Moiese Room

Yep.

0:33:10.370 --> 0:33:20.750

Sophie Moiese Room

So the request to transfer one single 47 acre track to the daughter Danielle last now and the remaining 70 acre tract will be retained by Daniel.

0:33:22.100 --> 0:33:31.420

Sophie Moiese Room

The property currently has one unused dwelling and then the gifted parcel will be developed for Danielle to eventually reside on.

0:33:33.460 --> 0:33:40.630

Sophie Moiese Room

The applicants daughter did just she submitted a letter of intent to return and reside on the property as well.

0:33:40.640 --> 0:33:43.980

Sophie Moiese Room

I think the applicant would like to mention that it's in your agenda packets.

0:33:47.380 --> 0:33:57.910

Sophie Moiese Room

The property is unzoned, but it is subject to the 2002 regional land Use Guide as open and resource the recommended density.

0:34:0.620 --> 0:34:3.740

Sophie Moiese Room

For residential use is 1 dwelling unit per 40 acres.

0:34:6.830 --> 0:34:13.290

Sophie Moiese Room

The proposed exemptions would result in three tracks that would come into alignment with this.

0:34:16.20 --> 0:34:30.180

Sophie Moiese Room

And then here are the umm, the boundary line the family transferred tracks kind of highlighted, so this would create tracked 181, which would go to the applicants child of 47 acres tracked.

0:34:30.220 --> 0:34:45.340

Sophie Moiese Room

One A2 is the remaining tract that will be retained by the applicant and then tracked one be one which is currently 30 acres but would receive 10 acres have become forty through the boundary line relocation.

0:34:48.570 --> 0:34:49.220

Sophie Moiese Room

Are you sorry?

0:34:49.230 --> 0:34:50.80

Sophie Moiese Room

I'm confused.

0:34:50.320 --> 0:34:52.520

Sophie Moiese Room

I thought the 10 acres was going to the neighbors.

0:34:52.610 --> 0:34:54.700

Sophie Moiese Room

10 acres are being received from the neighbor.

0:34:55.10 --> 0:34:56.420

Sophie Moiese Room

No, they are going to the neighbour.

0:34:57.750 --> 0:34:58.180

Sophie Moiese Room

OK.

0:34:58.220 --> 0:35:4.180

Sophie Moiese Room

So yeah, you see the dotted line within the green. Is that visible?

0:35:4.250 --> 0:35:5.160

Sophie Moiese Room

Ah, yes, yes.

0:35:5.170 --> 0:35:6.200

Sophie Moiese Room

Those are the 10 acres.

0:35:6.210 --> 0:35:10.60

Sophie Moiese Room

So they're being that boundary line is being moved up.

0:35:10.170 --> 0:35:10.640

Sophie Moiese Room

Got it.

0:35:10.650 --> 0:35:10.920

Sophie Moiese Room

OK.

0:35:10.930 --> 0:35:11.100

Sophie Moiese Room

Yeah.

0:35:11.110 --> 0:35:12.120

Sophie Moiese Room

Thank you. Absolutely.

0:35:14.980 --> 0:35:17.170

Sophie Moiese Room

We did send this out for agency comments.

0:35:17.340 --> 0:35:24.800

Sophie Moiese Room

We got the comment from the clerk and Records Office of the tractive record that will be expunged with the requested aggregation.

0:35:28.380 --> 0:35:47.730

Sophie Moiese Room

And we received a comment from the county floodplain administrator simply that if this had been a subdivision proposal, the drainage area within the property would have been reviewed and if it were greater than five square miles, it would have had to go through floodplain review on.

0:35:47.740 --> 0:36:2.570

Sophie Moiese Room

This is not necessarily an evasion trigger, but if there were other hazards or potential issues that were flagged, then we might consider the potential for evasion. Umm.

0:36:5.800 --> 0:36:8.910

Sophie Moiese Room

There were no rebuttable presumptions that were triggered.

0:36:9.320 --> 0:36:20.770

Sophie Moiese Room

There was one general evasion criteria triggered the the criteria is past exemptions on the property.

0:36:21.640 --> 0:36:27.830

Sophie Moiese Room

This property did go through a few boundary line relocations listed out here.

0:36:27.840 --> 0:36:48.940

Sophie Moiese Room

So one in 2007 resulting in CS5948 more in 2008, resulting in CS6066 and then a BR in 2013 that was part of a joint application with another claimant, so it was a boundary line relocation and a family transfer.

0:36:49.290 --> 0:37:0.20

Sophie Moiese Room

However, the family transfer is to the the other claimants child not not Mr Lesnar's child, and that resulted in CS6360.

0:37:3.50 --> 0:37:6.870

Sophie Moiese Room

So on review, there doesn't appear to be any attempt to evade subdivision.

0:37:10.180 --> 0:37:13.180

Sophie Moiese Room

And we'll have some questions for you, if you don't mind stepping up to the podium.

0:37:20.480 --> 0:37:23.790

Sophie Moiese Room

And if the light is green, it is green.

0:37:24.560 --> 0:37:27.870

Sophie Moiese Room

Could you please state your name for the record, Daniel Lesnar?

0:37:29.910 --> 0:37:32.990

Sophie Moiese Room

Mr Oswald, did you buy the property with the intent of dividing it?

0:37:33.940 --> 0:37:34.110

Sophie Moiese Room

No.

0:37:35.80 --> 0:37:39.70

Sophie Moiese Room

Do you or your transferee intend to transfer the property within the next year?

0:37:40.160 --> 0:37:40.590

Sophie Moiese Room

OK.

0:37:41.40 --> 0:37:44.970

Sophie Moiese Room

Have you talked to anyone at the county about going through subdivision review?

0:37:45.500 --> 0:37:45.610

Sophie Moiese Room

No.

0:37:46.600 --> 0:37:47.940

Sophie Moiese Room

Will the property be developed?

0:37:49.360 --> 0:37:50.810

Sophie Moiese Room

It would be my daughters.

0:37:50.880 --> 0:37:53.910

Sophie Moiese Room

Maybe someday should put her OK.

0:37:54.480 --> 0:37:56.150

Sophie Moiese Room

Umm yeah.

0:37:56.240 --> 0:37:58.190

Sophie Moiese Room

And will the recipient of the property.

0:38:0.80 --> 0:38:10.240

Sophie Moiese Room

Property and will the recipients or your daughter, will she be residing on the property currently finishing up and graduate degree?

0:38:10.250 --> 0:38:11.920

Sophie Moiese Room

And there should be out this summer.

0:38:12.150 --> 0:38:15.950

Sophie Moiese Room

Still got another year, I believe, before she's finished.

0:38:15.960 --> 0:38:18.40

Sophie Moiese Room

So that's up in the air.

0:38:18.50 --> 0:38:21.480

Sophie Moiese Room

But so I'm just at that point.

0:38:23.170 --> 0:38:27.230

Sophie Moiese Room

I'll leave or something, so I was just gonna make my circle smaller.

0:38:29.40 --> 0:38:29.810

Sophie Moiese Room

Alright, fantastic.

0:38:31.670 --> 0:38:34.760

Sophie Moiese Room

Umm, so here is the recommended motion one.

0:38:34.770 --> 0:38:36.150

Sophie Moiese Room

So we're gonna have three motions.

0:38:36.620 --> 0:38:39.330

Sophie Moiese Room

UM, we can go through those.

0:38:39.420 --> 0:38:44.850

Sophie Moiese Room

Generally, though, we're recommending approval for the three requests, but Mr Less now.

0:38:45.100 --> 0:38:46.440

Sophie Moiese Room

Anything else you'd like to add?

0:38:48.450 --> 0:38:49.210

Sophie Moiese Room

No, just.

0:38:50.810 --> 0:38:56.320

Sophie Moiese Room

71 soon and I just if I don't do it now, I'm afraid that you know.

0:38:58.690 --> 0:39:02.240

Sophie Moiese Room

And might be harder to do it later.

0:39:02.830 --> 0:39:13.470

Sophie Moiese Room

I've been off the grid up there higher and down where she can develop and run the power that was brought in back in one AT&T, run their deal up there years ago I've been up there since 87.

0:39:13.480 --> 0:39:17.340

Sophie Moiese Room

A lot of changes, but still pretty desolate, sure that it.

0:39:18.900 --> 0:39:20.850

Sophie Moiese Room

I bet you could see the Northern Lights good up there.

0:39:20.860 --> 0:39:22.900

Sophie Moiese Room

The other night I missed them.

0:39:22.940 --> 0:39:23.420

Sophie Moiese Room

Ohh no.

0:39:26.380 --> 0:39:32.850

Sophie Moiese Room

You know that I I saw him before on November 5th years ago, but no, I I missed him.

0:39:32.860 --> 0:39:35.710

Sophie Moiese Room

I would have been a good show, but I had to take someone to the airport.

0:39:37.0 --> 0:39:37.370

Sophie Moiese Room

There.

0:39:37.380 --> 0:39:38.580

Sophie Moiese Room

I gotta leave the way early.

0:39:38.700 --> 0:39:38.890

Sophie Moiese Room

OK.

0:39:40.400 --> 0:39:43.280

Sophie Moiese Room

But I missed him and I heard that they were seen down low, though.

0:39:44.550 --> 0:39:45.580

Sophie Moiese Room

Yeah, they were good.

0:39:45.890 --> 0:39:46.580

Sophie Moiese Room

Alright.

0:39:46.670 --> 0:39:47.620

Sophie Moiese Room

Well, thank you.

0:39:47.950 --> 0:39:48.550

Sophie Moiese Room

You bet.

0:39:50.200 --> 0:39:52.890

Sophie Moiese Room

Any public comment on?

0:39:53.560 --> 0:39:56.470

Sophie Moiese Room

Well, First off, just so everyone can see the motions.

0:39:56.480 --> 0:39:58.330

Sophie Moiese Room

Could you just click through the motions, Laura?

0:39:59.340 --> 0:40:0.850

Sophie Moiese Room

OK, there's the first motion.

0:40:1.160 --> 0:40:3.170

Sophie Moiese Room

Yeah, just go through the motions.

0:40:5.620 --> 0:40:9.550

Sophie Moiese Room

There's motion number one and this is to approve the request.

0:40:9.560 --> 0:40:14.560

Sophie Moiese Room

Utilize the boundary line relocation exemption as presented in the subdivision exemption affidavit.

0:40:14.620 --> 0:40:28.310

Sophie Moiese Room

Motion two, this is to request uh that we allow Mr Lesnar to utilize the aggregation exemption to aggregate tracks of record as presented in the subdivision exemption affidavit and #3.

0:40:30.320 --> 0:40:43.470

Sophie Moiese Room

This is uh to grant or a request to grant Mr Lesniak, who utilize the family transfer exemption to create and transfer one parcel as presented in the subdivision exemption affidavit.

0:40:43.480 --> 0:40:50.20

Sophie Moiese Room

So is there any public comment on this proposed set of motions and you went online?

0:40:50.30 --> 0:40:50.710

Sophie Moiese Room

Who'd like to comment?

0:40:51.880 --> 0:40:54.170

Sophie Moiese Room

OK, we'll close the public comment period on this.

0:40:54.180 --> 0:40:55.620

Sophie Moiese Room

Any questions from the Commission?

0:40:57.110 --> 0:40:57.520

Sophie Moiese Room

No.

0:40:57.570 --> 0:41:0.60

Sophie Moiese Room

OK, let's run through these motions.

0:41:0.70 --> 0:41:10.70

Sophie Moiese Room

So for the first one one I moved to approve the request by David Lesnar's to utilize the boundary Line relocation exemption as presented in the subdivision exemption affidavit.

0:41:12.370 --> 0:41:15.280

Sophie Moiese Room

I'll second that and was that, did you say David or Daniel?

0:41:15.790 --> 0:41:17.60

Sophie Moiese Room

I'm so sorry, Daniel.

0:41:17.870 --> 0:41:18.160

Sophie Moiese Room

OK.

0:41:18.250 --> 0:41:20.250

Sophie Moiese Room

Do you have a brother named David? Who's?

0:41:26.470 --> 0:41:30.200

Sophie Moiese Room

I'll just reread it and I got hung up on the apostrophe S as well, OK.

0:41:33.220 --> 0:41:33.420

Sophie Moiese Room

There.

0:41:33.480 --> 0:41:33.980

Sophie Moiese Room

OK.

0:41:33.990 --> 0:41:35.210

Sophie Moiese Room

That means a remove that.

0:41:35.220 --> 0:41:35.890

Sophie Moiese Room

I'm so sorry.

0:41:35.950 --> 0:41:36.490

Sophie Moiese Room

OK.

0:41:36.500 --> 0:41:39.370

Sophie Moiese Room

Yeah, the, the the possessive messed with me too.

0:41:39.440 --> 0:41:48.510

Sophie Moiese Room

OK, I moved to approve the request by Daniel Lesna to utilize the boundary Line relocation exemption as presented in the subdivision exemption affidavit.

0:41:49.850 --> 0:41:52.960

Sophie Moiese Room

I'll second that any further discussion on the motion seeing none.

0:41:52.970 --> 0:41:53.620

Sophie Moiese Room

All in favor?

0:41:53.860 --> 0:41:54.490

Sophie Moiese Room

Aye, aye.

0:41:55.270 --> 0:41:56.400

Sophie Moiese Room

Motion #2.

0:42:0.360 --> 0:42:1.130

Sophie Moiese Room

Slotnick.

0:42:1.680 --> 0:42:10.620

Sophie Moiese Room

I moved to approve their request by Daniel less now to utilize the aggregation exemption to aggregate tracks of record as presented in the subdivision exemption affidavit.

0:42:10.920 --> 0:42:15.820

Sophie Moiese Room

Second, any further discussion on that motion seeing none all in favor? Aye.

0:42:17.270 --> 0:42:21.420

Sophie Moiese Room

And finally, motion #3 I move to approve the request.

0:42:21.490 --> 0:42:22.210

Sophie Moiese Room

Daniel last number.

0:42:25.730 --> 0:42:27.850

Sophie Moiese Room

I I moved to approve.

0:42:28.310 --> 0:42:29.160

Sophie Moiese Room

Ohhh my gosh.

0:42:29.250 --> 0:42:30.160

Sophie Moiese Room

Yeah, that's OK.

0:42:30.550 --> 0:42:38.360

Sophie Moiese Room

The request by Daniel Lesno to utilize the Family transfer exemption as presented in the exemption application and affidavit.

0:42:41.990 --> 0:42:43.490

Sophie Moiese Room

Further discussion on that motion.

0:42:44.480 --> 0:42:45.210

Sophie Moiese Room

Seeing none.

0:42:45.220 --> 0:42:45.870

Sophie Moiese Room

All in favor?

0:42:45.960 --> 0:42:50.280

Sophie Moiese Room

Aye, alright, go forth and give your daughter a parcel.

0:42:51.990 --> 0:42:52.200

Sophie Moiese Room

You.

0:42:52.210 --> 0:42:53.80

Sophie Moiese Room

Thank you.

0:42:53.130 --> 0:42:55.320

Sophie Moiese Room

Thanks Laura for fixing all that on the fly.

0:42:55.750 --> 0:42:56.310

Sophie Moiese Room

You did great.

0:42:56.320 --> 0:42:56.990

Sophie Moiese Room

Sorry about that.

0:42:57.50 --> 0:42:58.860

Sophie Moiese Room

Any other business to come before the Commission today?

0:43:1.20 --> 0:43:1.950

Sophie Moiese Room

Yeah. OK.

0:43:2.310 --> 0:43:4.180

Sophie Moiese Room

All right, seeing none, we will be adjourned.

0:43:4.190 --> 0:43:4.720

Sophie Moiese Room

Thank you everyone.