

CITY OF WAGNER

SPECIAL MEETING AGENDA

FRIDAY, APRIL 5, 2024, 12:00 NOON

1. ROLL CALL
2. MEETING CALLED TO ORDER
3. PLEDGE OF ALLEGIANCE
4. ACKNOWLEDGEMENT OF CONFLICT OF INTEREST
5. APPROVAL OF THE AGENDA
6. PUBLIC COMMENT  
*(Public Comment offers opportunity for anyone **NOT** listed on the agenda to address the city council. Speaking time will be limited to 3 minutes. No action will be taken on questions or items not on the agenda.)*
7. APPROVAL OF RESOLUTION 2024-002 TO ACT IN THE ABSENCE OF THE PLANNING AND ZONING AND ETJ BOARD
8. Motion to Adjourn

**\*\*\* Note: This agenda is subject to change 24 hours prior to the council meeting. SDCL 1-25-1.1 states that in order for the council to take action on an item, the city office must be notified at least 24 hours in advance of the meeting, stating the item to be considered. Public comments are welcome, but no action can be taken by the council on comments received at the meeting.**

“This institution is an equal opportunity employer and provider.”

CITY OF WAGNER RESOLUTION #2024-02

A RESOLUTION TO DESIGNATE THE ZONING ADMINISTRATOR TO ACT IN ACCORDANCE TO SDCL 11-3-6 TO APPROVE PLATS IN THE ABSENCE OF A PLANNING COMMISSION.

BE IT RESOLVED by the City Council of the City of Wagner, South Dakota (“the city”) as follows:

WHEREAS, in accordance to SDCL 11-3-6 the city council is authorized to designate the zoning administrator of the municipality to approve and sign plats in the absence of a planning commission.

BE IT RESOLVED, that the city hereby declares that the Zoning Administrator is designated to approve and affix a signature thereto in lieu of an acting planning commission.

Dated at Wagner, South Dakota this 5<sup>th</sup> day of April 2024.

APPROVED \_\_\_\_\_

ATTEST \_\_\_\_\_

**11-3-6. Municipal approval for adjoining addition or subdivision--Conformity to existing plats and regulations--Taxes and special assessments--Certification--Appeal of denial.**

The provisions of this chapter apply to every addition to, or subdivision within, any county, municipality, or unincorporated town. If the land or any part of the land included in any addition or subdivision is within, adjoining, or contiguous to the boundaries of any municipality, the plat, before being recorded, shall be submitted to the governing body or, if applicable, the planning director of the municipality. If it appears that the system of streets set forth therein conforms to the system of streets of the existing plats of the municipality, that all provisions of any subdivision regulations have been complied with, that all taxes and special assessments upon the tract or subdivision have been fully paid, and that such plat and the survey thereof have been executed according to law, the governing body shall, by resolution, approve the plat. The governing body may by resolution designate an administrative official of the municipality to approve plats in lieu of approval by the governing body. The auditor or finance officer shall endorse on the face of the plat a copy of the resolution or the designated administrative official's approval and certify to the same. No plat of any such addition or subdivision so situated may be recorded unless the plat bears on its face a copy of the resolution or approval and certificate of the auditor or finance officer. If the designated administrative official denies the plat request, the person requesting the plat may appeal to the governing body.

**Source:** SDC 1939, § 45.2806; SL 1959, ch 272, § 2; SL 1979, ch 93, § 7; SL 1997, ch 74, § 1; SL 2006, ch 64, § 1.