

LINCOLN COUNTY COMMISSIONERS

Planning & Zoning Public Hearing

April 1, 2019

Present: Rebecca Wood, Chairman; Roy Hubert, Commissioner; Richard Ellis, Commissioner, Cindi Sievers, Clerk for Minutes, Mary Davidson, Indigent/P&Z, Guy Hopkins, P&Z Administrator, E. Scott Paul, Prosecutor.

In attendance: Amie Halstead, Michael Chapman, Carol A. Boudreau, Gary Bowman, Marge Simpson, Clint Simpson, Buck Patterson, Randy Patterson, Karl Studer, Mike Burton, Robin Southwick Burton, Clair L. Hollibaugh, Athea Howard, John Howard, Deborah Moon, Linda Jones, Randy D. Adams.

2:04pm Chairman Wood convened the Public Hearing for 3 String Cattle Co. Conditional Use CAFO Siting Permit

Chairman Wood read the publication notice for the public hearing into the meeting.

Chairman Wood read the rules and procedures for the public hearing.

Mary Davidson gave the administrative report. Mary will provide a copy upon request.

Chairman Wood asked to clarify the reason for a new application. Mary explained the provision and that 3 String Cattle Co. has met the CAFO requirements for the new application. The only thing left, if approved, would be a survey that will need to be done. Commissioner Hubert added since this is a new hearing, the Commissioners cannot allow comment from the previous hearing.

3 String Cattle Company LLC representative, Amy Halstead, submitted the information for the application presentation. Maps included that would have to be surveyed if approved. It will be a dry cattle feedlot. Explained the difference of cattle feed lot vs. dairy feedlot. Concerns for the surrounding residents were addressed.

Chairman Wood asked about a plan for fly control. Amy gave her proposal for fly control.

Chairman Wood asked about landscape management. Amy gave her answer; the east side of the property is in the plan for trees.

Commissioner Hubert asked if grazing is going to be done. Yes, there will be some grazing. Amy brought up the 99 animal units that could be used on 40 acres.

Chairman Wood confirmed the 99 AU on over 40-acre parcel. Mary confirmed, yes, and explained the details of the ordinance.

Chairman Wood called for testimony in support.

Buck Patterson 1699 E 820 N, Richfield, in support. He has done business with 3 String in the past and is in support of their operation.

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Chairman Wood called for testimony opposed.

Michael Chapman, 419 N. Washington, Dietrich, in opposition. He has done business in Lincoln County and has issues with the use of chemicals used to suppress flies. Addressed the trucks to be used.

Carol Boudreau, 481 E Highway 24, Dietrich, in opposition. She has feedlots surrounding her property and doesn't want another one in her area. Addressed flies, dust, and water.

Marjoie Simpson, 221 S 550 E, Dietrich, in opposition. Her concern is water quality.

John Howard, 575 N Main, Dietrich, in opposition. He asked if any changes to the CAFO ordinances. Discussed the petition for opposition submitted in the last hearing. Has issues on compliance and enforcement. Issue with land value and quality of life in Dietrich

Deborah Moon, 211 N Washington, Dietrich, in opposition. She presented research and read into the meeting her findings.

Claire Hollibaugh 290 E 8th Dietrich, in opposition. His concerns are about his water and the aquafer and the smell.

Wayne and Dixie Dill; letter was read into the minutes in opposition.

Chairman Wood asked the applicant to address in rebuttal to what was said.

Karl Studer, 13 E 400 S, Rupert, 3 Strings Cattle Company, gave his response to the public in opposition. No lagoons, waste contained in pens. Fly issues were addressed; value of the properties; truck traffic; addressed the ground water issue; manure control; compliance to CAFO; property changing hands; CAFO statistics; no lagoons.

Commissioner Hubert asked if it changes hands, is there a new siting for permit. No, but the new owner is bound by the same ordinance as the current owner.

Chairman Wood asked about runoff in the winter. Karl addressed the prevention for any runoff and will put in berms as needed.

Commissioner Hubert addressed the county road used by the business. Cannot disallow public use.

Chairman Wood opened the meeting to address any question to Karl Studer of 3 Strings.

Karl was asked if there would be grinding of hay. Yes, there could be grinding of feed.

Would new owner have to comply with all the conditions of the CAFO? Yes.

A nutrient management plan needed? No, it is under the AU for the nutrient management plan.

Who keeps the company compliant? CAFO compliance will be handled though P&Z.

Cattle not being contained in the pens. No excuse, all fencing will be taken care of to satisfy the problem.

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Chairman Wood asked if the Commissioners had questions; no.

E. Scott Paul addressed the Commissioners to postpone the decision until next week to give him time to draft the written decision. He also wants to address how many times P&Z will go out to count the AU to check compliance.

Commissioner Hubert recommended to discuss on the record and postpone the decision until next week.

Chairman Wood wants to take into consideration all the information presented to make an informed decision.

Chairman Wood read into the meeting the Administrative Report for April 1, 2019.

Discussion on the requirements on the form.

Chairman Wood made a motion to end this portion of 3 String hearing and to take into consideration for the meeting according to the 30-day timeframe. Commissioner Hubert seconded. Vote unanimous in favor, motion carries.

3:20 Chairman Wood adjourned the meeting.

Respectfully,

Cindi Sievers, Clerk for Minutes



Rebecca Wood, Chairman

Attest:



Cindi Sievers, Deputy Clerk