

### City of Watford City

213 2<sup>nd</sup> St. NE / PO Box 494 Watford City, ND 58854 Ph. 701-444-2533 Fax 701-444-3004 Celebrating 100 Years - 2014 cityofwatfordcity.com

### PLANNING AND ZONING COMMISSION MEETING AGENDA Monday, July 25th, 2022

6:00 PM City Hall, Heritage Room

#### CALL TO ORDER PUBLIC HEARING

The Public Hearing will be held to hear comments on the following:

- Land Use Application Conditional Use Permit, submitted by the Watford City Livestock Association, for property located at 605 3rd Ave SW, Watford City, ND (PID 11-00-09000).
   An application has been submitted for the consideration of Agricultural-related Commercial use in an A-2 zoning district.
- 2. Division of Land Application Minor Plat (Simple Lot Split), submitted by Iron Fox, LLC, for property located at 904 24th Ave SW, in the ETA of Watford City, ND (PID 11-00-12100). An application has been submitted to divide the land into three parcels.
- Land Use Application Zone Change, submitted by Roseholm LLC and Coulee Man LLC, for property located at 12488 30th St NW, in the ETA of Watford City, ND (PID 20-00-02700). An application has been submitted to rezone the ETA portion of the parcel from A-2 to RR 2.5.
- CLOSE PUBLIC HEARING
- CALL TO ORDER REGULAR MEETING
- MINUTES

June 27th, 2022 - Meeting

#### • PERMIT RECORDS

June-July Permits

- NEW BUSINESS
- OLD BUSINESS
- ADJOURNMENT

# Land Use Application

### Conditional Use Permit

Agricultural-related Commercial Use in an A-2 Zoning District Watford City Livestock Association



213 2nd St. NE / PO Box 494 Watford City, ND 58854 Ph. 701-444-2533 Fax 701-444-3004 Celebrating 100 Years - 2014 cityofwatfordcity.com

July 25<sup>th</sup>, 2022

#### STAFF REPORT **Land Use Application: Conditional Use Permit Watford City Livestock Association**

#### **APPLICANT:**

Watford City Livestock Association CJ Thorne (Representative)

#### **PROPERTY OWNERS:**

Watford City Livestock Association PO Box 1158 Watford City, ND 58854

#### **PROPERTY LOCATION:**

605 3rd Ave SW, Watford City, ND (PID 11-00-09000)

#### **REQUEST:**

Land Use Application for a Conditional Use Permit (CUP), Agricultural-related Commercial use in an A-2 zoning district.

#### **CURRENT ZONING:**

A-2, Agricultural District (ETA)

#### **CURRENT USE:**

Existing livestock facility

#### **SITE DEVELOPMENT:**

Access: The property is accessible from 3<sup>rd</sup> Ave SW

Sewer: The property does not have access to City sanitary sewer.

Water: The property is serviced by City water.

#### **SURROUNDING LAND USE:**

North: Zoning – C-1, hotel

East: Zoning – A-2 and C-1

South: Zoning – A-2, vacant

West: Zoning – C-1, Vet Clinic

#### **REFERENCES:**

ARTICLE XXV - CONDITIONAL USES

#### SECTION 1. - REQUIREMENTS FOR CONDITIONAL USES:

A conditional Use Permit may be granted following compliance with the procedure set forth in this section if the conditional use is one set forth in the District Regulations, provided that no application for a conditional use shall be granted unless all of the following conditions are found to be present:

- 1. The conditional use will not be detrimental to or endanger the public health, safety or general welfare;
- 2. The existing permitted uses in the neighborhood will not in any manner be substantially impaired or diminished by the establishment of the conditional use;
- 3. The conditional use will not impede the normal and orderly development of the surrounding property for uses permitted in the district;
- 4. Adequate utilities, access roads, drainage and other necessary site improvements have been or are being provided;
- 5.Adequate measures have or will be taken to provide access and exit so designed as to minimize traffic congestion in the public streets; and

6.The conditional use shall conform to all special provisions of the district in which it is located. The Conditional Use Permit may be issued for a specified period of time, with automatic cancellation at the end of that time unless it is renewed, or conditions may be applied to the issuance of the Permit and periodic review may be required to determine if the conditional use has any detrimental affects on neighboring uses or districts. The Permit shall be granted for a particular use and not for a particular person or firm.

### ARTICLE IX(A) - A-2 AGRICULTURAL DISTRICT SECTION 1. - INTENT:

The purpose of this district is to allow for continued use of land for agricultural activities adjacent to City lands, while discouraging uses that would be detrimental to supporting or facilitating agricultural practices. This district designation may be used to provide an interim zoning classification for lands, pending determination of an appropriate, permanent zoning designation. This district is only to be used for areas outside of the corporate limits of the City and within the City's extraterritorial zoning jurisdiction.

#### SECTION 3. - CONDITIONAL USES:

...

- 10. Agricultural-related Commercial.
  - a) Agricultural-related, commercial activity ancillary to operations. Such agricultural-related activities may include:
    - i. Feed, grain, or agricultural supply sales.
    - ii. Nurseries or greenhouses.
    - iii. Permanent buildings offering goods produced on the subject parcel.
  - b) Gross floor area devoted to non-agricultural related sales shall not exceed 25% of the total commercial structures on the subject parcel.
  - c) The cumulative gross floor area used for retail shall not exceed 10,000 square feet.
  - d) Unless otherwise expressly stated, Conditional Use Permits for agricultural-related commercial uses shall come under Watford City Planning and Zoning/City Council review within ninety (90) days of: sale or transfer of subject property or portion thereof, change in lessee or lessor, or upon annexation into the City of Watford City. The landowner of record is responsible for notifying City Planning of any change in ownership, lease, or in conjunction with an annexation application.

#### **SECTION 9. - MAINTENANCE AND IMPROVEMENTS:**

Building permits in this district shall not be required for repair or replacement of sidewalks, driveways, fences, pole buildings, grain bins, and other non-permanent, traditionally agricultural buildings. Building permits will be required for commercial or

residential structures. All structures must comply with current building codes and require notification to the City Planning department and Building Official prior to construction or installation.

#### **DISCUSSION:**

Under the adopted list of A-2 conditionally-permitted uses, the Watford City Livestock Association is asking for Agricultural-related Commercial for Parcel #11-00-09000. Such a use is defined as "Agricultural-related, commercial activity ancillary to operations" which is confirmed for this property.

Only a portion of the existing, approximately 3000 sf building will be used for ag-related retail. The portion specifically associated with the commercial use is just under 800 sf, with the scale house section taking up the majority of the overall building footprint. Non-ag retail space is negligeable at this time, but will be required to stay under 25% of the 800 sf, or 200 sf, in order to remain in compliance with the requested CUP.

City staff has met with the project applicant, as well as internally, numerous times and is comfortable with the standards which will be applied to both the project site and the building itself to comply with the Permit. Such improvements may include, but are not limited to: paved aprons off of 3<sup>rd</sup> Ave SW once the public road itself has been improved, paved parking and ADA signage in front of the commercial space, on-site gravel drive aisles, code compliance for the building itself related to accessibility and life/safety items, and addressing site drainage.

#### **RECOMMENDATION:**

It is the recommendation of City Planning Department staff to <u>Approve</u> the Land Use Application for a Conditional Use Permit for 605 3rd Ave SW, Watford City, ND (PID 11-00-09000).

Approval shall be contingent upon the following conditions:

- 1. The commercial building will be brought up to appropriate standards as determined by the City Building Inspector.
- 2. The site conditions will be brought up to standards as determined by the City Planning, Engineering, Building, and Public Works Departments.
- 3. The standards will be itemized, accepted by applicable City staff, and agreed to by the applicant prior to permit issuance.

#### PLANNING DEPARTMENT STAFF CONTACT:

Jake Walters jwalters@nd.gov (701) 444-8402

Hard surface apron 20' 40' x 75' Retail Building 3000 sqf+ (3 stalls;) (pole) Warehouse 40x 80"

(Cold Stormse)





#### City of Watford City PO Box 494 213 2nd St NE Watford City, ND 58854



#### CUSTOMER INVOICE

WATFORD CITY LIVESTOCK ASSOCIATION PO BOX 1158 WATFORD CITY ND 58854

Customer # 1320

INVOICE NUMBER:

5441

INVOICE DATE:

July 07, 2022

DETAILS:

502 3rd Ave SW

22-06-29 Livestock Association CUP

#### CHARGES

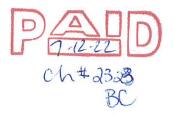
#### PRODUCTS AND SERVICES:

PZ01-PLANNING & ZONING REIMBURSEMENT - 07/07/2022 CUP for Agricultural-related Commercial

525.00

Total

525.00





# LAND USE APPLICATION CONDITIONAL USE PERMIT

#### **REQUIREMENTS**

WATFORD CITY, NORTH DAKOTA

APPLICATION FEE: \$525.00

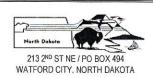
All applications must be legible, printed in ink or typed, and suitable for reproduction. Applications may be submitted electronically, however, the original application with original signatures must also be submitted. A Conditional Use Permit Application may be submitted in order to consider a particular use of property not permitted as a use by right within the property's current zoning district. A Conditional Use Permit may be granted for the property and not to a particular person or firm. Along with this application, please submit the following: N.D. Professionally Engineered/ Surveyed Site Development Plan of the property in both .PDF format and 11"x17" size paper for review, and a brief justification letter explaining the request for Conditional Use Permit. For specific details, please refer to the City of Watford City Municipal Code of Ordinances: CHAPTER XV ARTICLE XXV: CONDITIONAL USES, SECTION 1-6.

PROPERTY OWNER INFORMATION				
OWNER NAME(S): Watford City Livestock KISS ociation	PHONE NUMBER: EMAIL: 701-770-8147 Calliand Cia hotmail.com			
MAILING ADDRESS: Box 1158 Watfi	ord City NO 58854			
APPLICANT INFORMATION	☐ Same as Owner			
APPLICANT NAME: Watford City Livestock ASS-	PHONE NUMBER: EMAIL: 701-770-8147 Calliand cj@hotmail.com			
MAILING ADDRESS: 11754 43rd NW Watford City N	D 58854			
DEVELOPER INFORMATION				
DEVELOPER NAME:	PHONE NUMBER: EMAIL:			
MAILING ADDRESS:				
PROPERTY INFORMATION				
PROPERTY ADDRESS: 502 3rd Ave SW Watford City ND 58854 ZONING DISTRICT: A92				
PARCEL NUMBER(s): LEGAL DESCRIPTION: (SECTION, TOWNSHIP, RANGE)  Sec 24 150 N R99 West				
CURRENT USE OF PROPERTY:  Livestock ficilities  PROPOSED USE OF PROPERTY:  Agriculture supplies Sales				
<b>DESCRIPTION</b> Please give a brief description of the p	roposed Conditional Use.			
Agriculture supplies sold, feed Animal health, seed, livestock equipment				
	(+/- 800 sf ag-related commercial)			
APPLICANT SIGNATURE: (IF DIFFERENT THAN O				
As the applicant, I certify that all City Ordinances will be co as well as the plans submitted are in all respects true and	mplied with and that the information given within this application I correct to the best of my knowledge and belief.			
APPLICANT SIGNATURE:	DATE:			
APPLICANT PRINT NAME:  CJ Thorne	APPLICANT TITLE:			

PROPERTY OWNER(S) AFFIDAVIT				
I/We, the undersigned, swear that I am / we are, the owner(s) and/or Mortgage holders	s of the property described within			
this application. I/We will make provisions to ensure compliance with the disclosure	e and recording requirements of			
McKenzie County and the City of Watford City. I/We certify that all information contained	ed within this application are in all			
respects true and correct to the best of my/our knowledge and belief. I/We also here				
Staff and/or its designee to access my property or premise for the purpose of gathe	ering and verifying information in			
relation to this application and submitted plans.				
PROPERTY OWNER SIGNATURE:	DATE:			
cother will be with	6 1 21 1 22			
PROPERTY OWNER SIGNATURE:	DATE:			
PROPERTY OWNER NOTARY				
On this 29th day of June 2022 before me the undersigned	a notary public for the state			
of this of the day of, some before the, the undersigned, a notary public for the state				
On this Ath day of June, abad before me, the undersigned, a notary public for the state of North Dakota, personally appeared, CT Thorne				
known to me to be the person(s) who executed the certificate in witness whereof, I have hereunto set my hand				
and affixed my official seal the day and year in the certificate first written above.				
Notary Public  Notary Public  Notary Public  State of North Dakota				
Notary Public for the state of ND	on Expires May 10, 2026			
Residing at Mc Kenzu				
My Commission Expires				

▼ OFFICE USE ONLY ▼					
PDF & LEDGER SIZE REVIEW COPY OF SITE PLAN	LEGAL NOTICE DATES:	MEETING DATES:			
☐ VICINITY MAP☐ LEGAL DESCRIPTION	7,13,22	PLANNING COMMISSION: 7,25,22			
JUSTIFICATION LETTER ORIGINAL SURVEYOR STAMP & SIGNATURE ON PLAN		CITY COUNCIL: 8 , 1 , 22			
INVOICE: 5441	PAYMENT: <b>\$525.00</b>				
INVOICE NUMBER:					
DATE CREATED: 7 /7 /22 BY: 5w	DATE RECEIVED://	AMOUNT: \$			
Brite Orientes.	☐ CARD ☐ CASH ☐ CHE	CK #			

Rec. 6/30/22



siquage, etc.

#### **CITY OF WATFORD CITY**

## **APPLICATION REVIEW**

PROJECT INFORMATION	
PROPERTY ADDRESS/LOCATION:	PROJECT NAME:
502 3rd Ave SW	22-06-29 Livestock Association CU
PAYMENT	
INVOICE NUMBER: INVOICE DATE: INVOICED  SYYI PY: 5W	PAYMENT: PAYMENT DATE: CARD CASH CHECK
PERMIT	
PERMIT NUMBER(S): ISSUE DATE:	EXPIRATION DATE: PERMIT(S) ISSUED BY:
/A	
PLANNING DEPARTMENT	
REVIEWED BY:	DATE:
JAKE WALTERS	7 / 11 / 22
NOTES: See attached	
250 Miles 190	
BUILDING DEPARTMENT	
APPLICATION TYPE:	☐ APPROVED ☐ DENIED ☐ NOT REQUIRED
COMMERCIAL BUILDING DEMOLITION DEFINICE MOVING RESIDENTIAL BUILDING SEPTIC	BY: O
GENERAL SIGN	The la
□ SITE PLAN	DATE: 7 / 11 / 22
NOTES: Retail space will need 2	· means of egress - both doors to
	l'oithe require parie hardware
- Egress doors must exit to	
	he the possibility of additional
signage and emergency light	5 throughout building
- Main entrance to space mus	St be ADA compliant - thresheld, rung

ENGINEERING D	<u>EPARTMENT</u>	
APPLICATION TYPE:  CONSTRUCT/REPAIR EROSION CONTROL EXCAVATION FLOODPLAIN	☐ SITE PLAN ☐ STORMWATER PLAN ☐ UTILITY OCCUPANCY	BY:  DATE:
NOTES:		
,		
PUBLIC WORKS	DEPARTMENT	
APPLICATION TYPE:  CONSTRUCT/REPAIR  EXCAVATION SITE PLAN UTILITY OCCUPANCY	□ WATER & SEWER ACCESS  は G U P	BY: Just Aug.  DATE: 7 1 131 2022
NOTES: Reminder - C	construct repair p	when street is pared
in the	right of way	
Match	approach width	when street is paved

#### Application Review - Planning

#### WC Livestock Association

#### Notes

- 1. Actual retail space is approximately 24' x 33' or 792 sf (within the 3000 sf building.) Approx. 2200 sf is the scale house.
- 2. This results in 3.2 parking spaces based on the retail 1:250 sf ratio in the parking standards.

#### Suggested Improvements/Conditions - Planning

- 1. Gravel at west entrance, as appropriate from Engineering, until 3<sup>rd</sup> Ave SW is paved.
- 2. Two lanes of graveled roadway from west entrance to parking area adjacent to commercial space.
- 3. Once 3<sup>rd</sup> Ave SW is paved, improve both primary (west) and secondary (east) entrances with pavement for Engineering-recommended distances. Additional, two lanes of graveled roadway through the east entrance triggered by the paving of 3<sup>rd</sup> Ave SW.
- 4. Protect gas meter at front of building with either painted bollard(s)s or parking stop(s).
- 5. Hard surface under primary parking spots/ADA spot, delineated with paint and signed appropriately.
- 6. Additional gravel under overflow parking along stables, signed appropriately.
- 7. Additional gravel under trash bin area.
- 8. Additional parking lot lighting mounted on building front and stable front on photovoltaic timer or similar.
- 9. As necessary, site drainage will need to be addressed to protect installed gravel and pavement surfaces.
- 10. Building Department Does the building need an emergency push bar door? Additional life and safety items such as signage or secondary egress points? Is ramp/threshold appropriate?

# Division of Land Application Minor Plat (Simple Lot Split) Iron Fox, LLC



July 25<sup>th</sup>, 2022

#### STAFF REPORT

**Division of Land Application: Minor Plat (Simple Lot Split)** 

Iron Fox, LLC

#### **APPLICANT:**

Iron Fox, LLC
Wyatt Hermanson (Owner)

#### **PROPERTY OWNERS:**

Iron Fox, LLC 2825 3<sup>rd</sup> St NW Sidney, MT 59270

#### **PROPERTY LOCATION:**

904 24<sup>th</sup> Ave SW PID 11-00-12100

#### **REQUEST:**

Division of Land Application: Minor Plat (Simple Lot Split) to split the single, 65.04-acre parcel into three parcels.

#### **CURRENT ZONING:**

A-2, Agricultural District (ETA)

#### **CURRENT USE**:

Single-family home, adjacent to vacant land.

#### **SITE DEVELOPMENT:**

Access: The property is accessible from 24<sup>th</sup> Ave SW

Sewer: The property does not have access to City sanitary sewer.

Water: The property does not have access to City water.

#### **SURROUNDING LAND USE:**

North: Zoning – A-2, vacant

East: Zoning – A-2, predominantly vacant with limited housing

South: Zoning – A-2, predominantly vacant with limited housing

West: Zoning – A-2, predominantly vacant with limited housing

#### **REFERENCES:**

ARTICLE XXX - SUBDIVISION REGULATIONS

**SECTION 4. – DEFINITIONS** 

...

13. MINOR PLAT: A less intensive subdivision process reserved for the purpose of platting a simple lot split, boundary line adjustment, or map of reversion in which shall only be allowable when street improvements, water or sewer line improvements, or other public improvements are not required.

#### **SECTION 13. - MINOR PLATS**

A minor plat for the purpose of a simple lot split, boundary line adjustment, or map of reversion shall be allowed when street improvements, water or sewer line improvements or other public improvements are not required. A Simple Lot Split shall create no more than four (4) lots. ...

#### **DISCUSSION**:

Iron Fox, LLC is primarily requesting the Simple Lot Split in order to facilitate the sale of the existing single-family home. Any future development of the remainder lots would more than likely require a full subdivision map process.

Additional right of way is being dedicated, under separate document to McKenzie County, to facilitate any future road widening along that section of 24<sup>th</sup> Ave SW and

proper access to the newly-created lot in the NE corner is shown as a private ingress/egress easement on this Minor Plat map.

#### **RECOMMENDATION:**

It is the recommendation of City Planning Department staff to <u>Approve</u> the Division of Land Application.

Approval shall be contingent upon the following condition:

1. Recordation of the separate document dedicating right of way on the north side of 24<sup>th</sup> Ave SW to McKenzie County, prior to the Minor Plat recording.

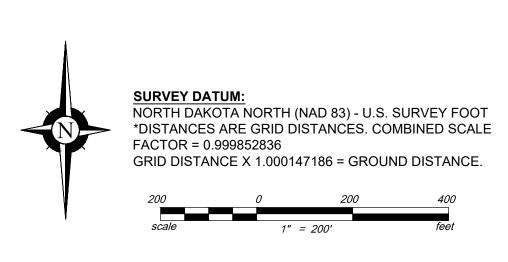
#### **PLANNING DEPARTMENT STAFF CONTACT:**

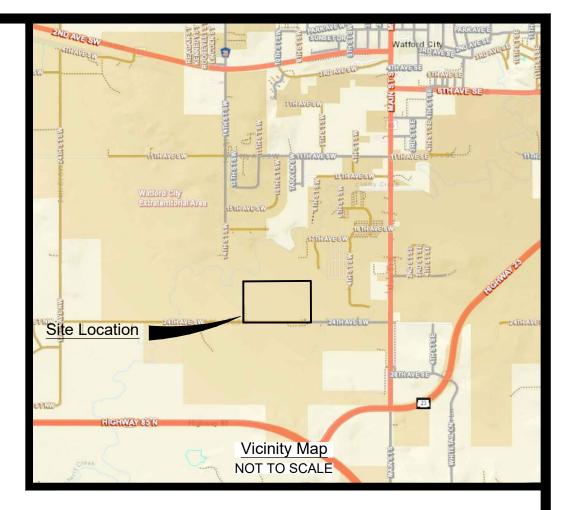
Jake Walters jwalters@nd.gov (701) 444-8402



# IRON FOX SUBDIVISION

LOCATED IN THE SW1/4 OF SECTION 25, TOWNSHIP 150 NORTH, RANGE 99 WEST, 5TH P.M., CITY OF WATFORD CITY, MCKENZIE COUNTY, NORTH DAKOTA





#### LEGAL DESCRIPTION:

A TRACT OF LAND, BEING IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION 25, TOWNSHIP 150 NORTH, RANGE 99 WEST, 5TH P.M., CITY OF WATFORD CITY, MCKENZIE COUNTY, NORTH DAKOTA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE QUARTER CORNER COMMON TO SECTIONS 25 AND 36, TOWNSHIP 150 NORTH, RANGE 99 WEST, 5TH P.M. MARKED BY A REBAR WITH A YELLOW PLASTIC CAP (LS-5900); THENCE ALONG THE SECTION LINE COMMON TO SAID SECTIONS 25 AND 35 N87°46'49"W, A DISTANCE OF 2147.75 FEET; THENCE N02°08'19"E, A DISTANCE OF 1319.24 FEET; THENCE S87°47'11"E, A DISTANCE OF 2147.34 FEET TO THE CENTER SOUTH 1/16TH CORNER OF SAID SECTION 25, MARKED BY A 5/8" REBAR; THENCE ALONG THE NORTH-SOUTH MIDSECTION LINE OF SAID SECTION 25 S02°07'15"W. A DISTANCE OF 1319.46 FEET TO THE POINT OF

CONTAINING 65.04 ACRES, MORE OR LESS, BEING SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY AS SHOWN, EXISTING OR OF RECORD, AND ALL ACCORDING TO THE ATTACHED MINOR SUBDIVISION.

#### **OWNER'S CERTIFICATION:**

WE, IRON FOX, LLC, THE UNDERSIGNED, BEING THE SOLE OWNERS AND MORTGAGE HOLDERS OF THE LAND PLATTED HEREIN, DO HEREBY CONSENT TO THE EXECUTION OF THIS PLAT AND AGREE TO NOT VACATE ANY PORTION OF THIS PLAT WITHOUT THE CONSENT OF THE CITY OF WATFORD CITY. WE HEREBY DEDICATE EASEMENTS TO RUN WITH THE LAND FOR WATER, SEWER, GAS, ELECTRIC, TELEPHONE, OR OTHER PUBLIC UTILITY LINES OR SERVICES UNDER, ON, OR OVER THE LAND DEDICATED HEREON AS

DATED THIS	DAY OF		022.
WYATT HERMANS	SON		
IRON FOX, LLC			
STATE OF NORT	H DAKOTA )		
OTATE OF NORTH	) SS		
COUNTY OF MCI	,		
ON THIS DAY	Y OF 2022 BEI	FORE ME THE UNDERSIG	GNED, A NOTARY PUBLIC FOR THE STATE OF
, PE	ERSONALLY APPEARED,_		, KNOWN TO ME TO BE THE PERSON(S) WHO EXECUTED MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN
			MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN
THE CERTIFICAT	E FIRST WRITTEN ABOVE	<u>:</u> .	
NOTARY PUBLIC			
FOR THE STATE (	OF NORTH DAKOTA		
RESIDING AT			
	EXPIRES		
CERTIFICATE	OF SURVEYOR:		
HEREON WAS CO CORRECT REPRE	MPLETED BY ME OR UNDE SENTATION OF THE SURV /N, AND THAT I AM A DULY	ER MY DIRECT SUPERVISIO /EY SHOWN HEREON, AND	THAT THE SURVEY PLAT SHOWN ON AND THAT THIS PLAT IS THE D THAT THE MONUMENTS ARE EYOR UNDER THE LAWS OF THE
LEES HURST		 DATE	



P.O.B. = POINT OF BEGINNING

• = FOUND 5/8" REBAR WITH 2-1/2" ALUMINUM CAP (LS-6719)

SEC. TWP. RGE.

25 | 150N | 99W

COUNTY

MCKENZIE

FOR CLERK & RECORDER

ON THIS\_\_\_\_DAY OF\_\_\_\_\_2022, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC FOR THE

\_, PERSONALLY APPEARED,\_ , KNOWN TO ME TO BE THE PERSON(S) WHO EXECUTED THE CERTIFICATE IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THE CERTIFICATE FIRST WRITTEN ABOVE

NOTARY PUBLIC FOR THE STATE OF NORTH DAKOTA RESIDING AT \_ MY COMMISSION EXPIRES \_

= SECTION CORNER, FOUND MONUMENT AS NOTED

⇒ = QUARTER CORNER, FOUND MONUMENT AS NOTED

REGISTERED PROFESSIONAL LAND SURVEYOR

NORTH DAKOTA REGISTRATION NO. LS-9208

STATE OF NORTH DAKOTA )

COUNTY OF MCKENZIE )

S87°47'31"E 2641.78' — - <u>-</u> -(25)- -R 99 W **CENTER QUARTER CORNER** FOUND 5/8" REBAR WITH FOUND 5/8" REBAR WITH **ALUMINUM CAP (LS-1085)** ALUMINUM CAP (LS-7191) JESSE LAWRENCE, CHAIRMAN STATE OF NORTH DAKOTA ) FOR THE STATE OF NORTH DAKOTA RESIDING AT MY COMMISSION EXPIRES FOUND 5/8" REBAR S87°47'11"E 2642.44' FOUND PIPE EXISTING 50' ELECTRIC **EASEMENT** (DOC. NO. 431554) COUNTY OF MCKENZIE ) LOT 2 289,408 SF± 6.64 AC± LOT 3 <sub>/</sub>- 30.00' 2,309,461 SF± 53.02 AC± S87°46'49"E 397.06' INGRESS/EGRESS EASEMENT 234,492 SF± 5.38 AC± 30.00' 24TH AVENUE SW SECTION CORNER FOUND 5/8" REBAR WITH FOUND YELLOW PLASTIC 2" ALUMINUM CAP CAP (LS-5900) (LS-1085)

REQUESTED BY: SAGE OILFIELD SERVICES

PLANNING AND ZONING COMMISSION APPROVAL:

THIS PLAT IN THE CITY OF WATFORD CITY IS HEREBY APPROVED IN ACCORDANCE WITH THE LAWS OF THE STATE OF NORTH DAKOTA, ORDINANCES OF THE CITY OF WATFORD CITY NORTH DAKOTA, AND REGULATIONS OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF WATFORD CITY, NORTH

COUNTY OF MCKENZIE 2022, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC FOR THE , PERSONALLY APPEARED, THE PERSON(S) WHO EXECUTED THE CERTIFICATE IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THE CERTIFICATE FIRST WRITTEN ABOVE NOTARY PUBLIC

### WATFORD CITY APPROVAL:

THE CITY OF WATFORD CITY, NORTH DAKOTA HAS APPROVED THE ATTACHED PLAT AS SHOWN HEREIN AND LYING WITHIN THE JURISDICTION OF THE CITY OF WATFORD CITY AND APPROVES OF THE UTILITY EASEMENTS WHICH MAY RUN UNDER, ON, OR OVER THE LAND AS DEDICATED HEREON AS "UTILITY EASEMENTS" WHETHER SHOWN ON THE PLAT AS PRESENTED OR EXISTING.

PHIL RIELY, MAYOR PENI PETERSON, CITY AUDITOR

STATE OF NORTH DAKOTA )

ON THIS \_\_\_\_DAY OF \_\_\_\_\_2022, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC FOR THE , PERSONALLY APPEARED, THE PERSON(S) WHO EXECUTED THE CERTIFICATE IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THE CERTIFICATE FIRST WRITTEN ABOVE.

NOTARY PUBLIC FOR THE STATE OF NORTH DAKOTA RESIDING AT MY COMMISSION EXPIRES

### **AUDITOR'S CERTIFICATE OF TAXES:**

TAXES, DELINQUENT TAXES, DELINQUENT SPECIAL ASSESSMENT OR INSTALLMENT OF SPECIAL ASSESSMENT OR TAX ESTIMATES FOR THE PROPERTY DESCRIBED ON THE ATTACHED INSTRUMENT ARE UNPAID IN THE AMOUNT OF \$\_\_ PLUS PENALTY AND INTEREST. CERTIFIED ON THIS \_\_\_\_\_ DAY OF \_\_\_\_ 2022.

**ERICA JOHNSRUD** MCKENZIE COUNTY AUDITOR

CERTIFICATE OF MCKENZIE COUNTY RECORDER:

I HEREBY CERTIFY THAT THE ABOVE INSTRUMENT WAS FILED IN THE OFFICE OF THE MCKENZIE COUNTY RECORDER IN THE STATE OF NORTH DAKOTA AT \_\_\_\_\_ O'CLOCK \_\_\_.M., ON THE \_DAY OF\_\_ , 2022 AND WAS RECORDED AS DOCUMENT NUMBER

KATIE PAULSON MCKENZIE COUNTY RECORDER



IRON FOX SUBDIVISION

SW1/4 OF SECTION 25, TOWNSHIP 150 NORTH, RANGE 99 WEST, 5TH P.M., CITY OF WATFORD CITY, MCKENZIE COUNTY, NORTH DAKOTA

→ = FOUND 1/16 CORNER AS NOTED

● = SET 5/8" X 24" REBAR WITH 1-1/4" ALUMINUM CAP (LS-9208)

#### IRON FOX MINOR SUBDIVISION

#### LOT 1

A tract of land, being in the Southwest Quarter (SW1/4) of Section 25, Township 150 North, Range 99 West, 5th P.M., City of Watford City, McKenzie County, North Dakota and being more particularly described as follows:

Beginning at the quarter corner common to Sections 25 and 36, Township 150 North, Range 99 West, 5th P.M., marked by a rebar with a yellow plastic cap (LS-5900); thence along the section line common to said Sections 25 and 36 N87°46'49"W, a distance of 397.00 feet; thence N02°06'55"E, a distance of 590.62 feet; thence S87°46'49"E, a distance of 397.06 feet to a point on the north-south midsection line of said Section 25; thence along said north-south midsection line S02°07'15"W, a distance of 590.62 feet to the Point of Beginning.

Containing 5.38 acres, more or less, being subject to all easements and rights-of-way as shown, existing or of record, and all according to the attached Minor Subdivision.

#### LOT 2

A tract of land, being in the Southwest Quarter (SW1/4) of Section 25, Township 150 North, Range 99 West, 5th P.M., City of Watford City, McKenzie County, North Dakota and being more particularly described as follows:

Commencing at the quarter corner common to Sections 25 and 36, Township 150 North, Range 99 West, 5th P.M., marked by a rebar with a yellow plastic cap (LS-5900); thence along the north-south midsection line of said Section 25 N02°07'15"E, a distance of 590.62 feet to the Point of Beginning; thence N87°46'49"W, a distance of 397.06 feet; thence N02°06'55"E, a distance of 728.80 feet; thence S87°47'11"E, a distance of 397.12 feet to the Center South 1/16th corner of said Section 25, marked by a 5/8" rebar; thence along the north-south midsection line of said Section 25 S02°07'15"W, a distance of 728.84 feet to the Point of Beginning.

Containing 6.64 acres, more or less, being subject to all easements and rights-of-way as shown, existing or of record, and all according to the attached Minor Subdivision.

#### LOT 3

A tract of land, being in the Southwest Quarter (SW1/4) of Section 25, Township 150 North, Range 99 West, 5th P.M., City of Watford City, McKenzie County, North Dakota and being more particularly described as follows:

Commencing at the section corner common to Sections 25, 26, 35 and 36, Township 150 North, Range 99 West, 5th P.M., marked by a 5/8" rebar with 2" aluminum cap (LS-1085); thence along the section line common to said Sections 25 and 36 S87°46'49"E, a distance of 495.10 feet to the Point of Beginning; thence N02°08'19"E, a distance of

1319.24 feet; thence S87°47'11"E, a distance of 1750.22 feet; thence S02°06'55"W, a distance of 1319.42 feet to a point on the section line common to said Sections 25 and 36; thence along said section line N87°46'49"W, a distance of 1750.75 feet to the Point of Beginning.

Containing 53.02 acres, more or less, being subject to all easements and rights-of-way as shown, existing or of record, and all according to the attached Minor Subdivision.



DIVISION OF LAND APPLICATION

MINOR PLAT

#### 213 2ND ST NE / PO BOX 494 WATFORD CITY, NORTH DAKOTA

#### REQUIREMENTS

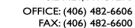
APPLICATION FEE: \$675.00

All applications must be legible, printed in ink or typed, and suitable for reproduction. *Original application with original signature is required.* A *Minor Plat Map* shall be allowed for the following circumstances to adjust lot lines which may be contiguous, adjacent, interior lots of previously platted parcels; to revert property back to acreage or to a configuration which may combine parcels as they may have been previously mapped; to create no more than four (4) lots; and street improvements, utility or other public improvements, public easements, or right of ways, whether public or private are not required or created. This parcel map will also not require the creation of new or enlarged parks, playgrounds, or open spaces. All lot design standards and zoning requirements are required to be met. Parcels must conform to the minimum lot area and width and not involve lots which have more than one zoning classification. A *Minor Plat Map* is not intended to be used as one in a series as to circumvent the Subdivision process. Along with this application, please submit the following: N.D. Professionally Engineered/Surveyed map of parcels in both .PDF format and 11"x17" size paper for review, a brief justification letter explaining the request/reasoning for the *Minor Plat* and a current copy of a title report/title commitment for the property. Once approved by City Council, the *Minor* Plat shall be considered approved for a period of 12 months during which time, a 24" x 36" size mylar plat will need to be submitted to the City for signatures and recordation. For specific details regarding this process, please refer to the *City of Watford City Municipal Code of Ordinances: CHAPTER XV ARTICLE XXX: SUBDIVISION REGULATIONS*.

				For specific details regarding this process, CLE XXX: SUBDIVISION REGULATIONS.	
χ Simple Lot Split	Reversionary	Parcel Map		Boundary Line Adjustment	
PROPERTY OWNER INF	ORMATION				
OWNER NAME(S): Iron Fox, LLC(Wyatt Hermanson)	PHONE NUMBER: EMAIL: (406)489-1420 sage.oil.services@gmail.com				
MAILING ADDRESS: 2825 3RD ST NW, Sidney, MT 59270			- No.		
APPLICANT INFORMATI	ON C	Same as Owne	r		
APPLICANT NAME: Lee Hurst	E: PHONE NUMBER: EMAIL: (406)48-5263 lee.hurst@ecs-gps.com				
MAILING ADDRESS: 333 10th Ave SE Sidney, MT 59270					
DEVELOPER INFORMAT	<u>ION</u>				
DEVELOPER NAME: Property Owner					
MAILING ADDRESS:					
PROPERTY INFORMATION					
PROPERTY ADDRESS:  904 24th Ave SW  CURRENT ZONING: Agricultural 2					
LEGAL DESCRIPTION: (SECTION, TOWNSHIP, RANGE) S1/2SW1/4 EXCEPT IT #788 SEC.25 T150N-R99W					
EXISTING ACREAGE/SQ.FT.: NEW ACREAGE/SQ.FT.: PROPOSED # OF LOTS/BLOCKS: 3 Lots					
CURRENT USE OF PROPERTY:  Agricultural 2  PROPOSED USE OF PROPERTY:  Agricultural 2					
<b>DESCRIPTION</b> Please give a brief description of the proposed Minor Plat.					
Lot 1 is a sacre tract that encompasse	Lot 1 is a sacre tract that encompasses and existing farmstead; Lot 2 is an additional 6.64 acres being created if a buyer				

of lot 1 wants more land; Lot 3 is the remainder of the original tract (53.02 acres)

SUBMITTAL REQUIREMENTS		CHECKLIST	REVIEW
Completed and signed Minor Plat Application.			
Payment for Minor Plat Application fee.			
Justification Letter.			
Title Report/Title Commitment.	,		-
Legal Description.			
Minor Plat. (Dwft)	· ·		
NAMES OF THE PROPERTY OF THE P			
APPLICANT SIGNATURE:			*
As the applicant, I certify that all City Ordinances will be complied with a	and that the information g	iven within this applic	ation as well as
the plans and maps submitted are in all respects true and correct to the APPLICANT/SIGNATURE: , /	best of my knowleage at	DATE:	
AFFLICANDSIGNATURE.		Name of the State	/ 2022
	APPLICANT TITLE		1 2022
APPLICANT PRINT NAME:	The second secon	<b>=:</b>	
Lee S. Hurst	Project Surveyor	AND AND THE PROPERTY OF THE PR	
PROPERTY OWNER(S) AFFIDAVIT		f. bb	
I/We, the undersigned, swear that I am / we are, the owner(s) at this application. I/We will make provisions to ensure compliar	nd/or Mortgage noiders	s of the property de	scribed Within
McKenzie County and the City of Watford City. I/We certify that	all information contains	ed within this applic	ation are in all
respects true and correct to the best of my/our knowledge and	belief. I/We also here	by authorize City o	f Watford City
Staff and/or its designee to access my property or premise for	r the purpose of gathe	ering and verifying	information in
relation to this application and submitted plans.		·	
PROPERTY OWNER SIGNATURE:		DATE:	
		1- 1 20	/ 1)
- William		\$ 1 ac	1_22
PROPERTY OWNER SIGNATURE:		DATE:	
		1	1
PROPERTY OWNER NOTARY			
On this 26th day of Tune , 2022 before r	no the undersianed	a notani nublio	for the state
On this 30. day of sune, 222 before t	ne, the undersigned	, a notary public	ioi the state
of montana , personally appeared			
known to me to be the person(s) who executed the certification	ate in witness whereo	of, I have hereunto	set my hand
and affixed my official seal the day and year in the certification	ate first written above	€.	
	The state of the s	PAMELA J. BERRY	7
Lamela & Berry	TARLER NO	NOTATION APUBLICANT The	1
Notary Public	18 12 17	State of Montana	.
	The state of the s	lesiding at Sidney, Montan My Commission Expires	a
Notary Public for the state of	TE OF MONTH	December 10, 2024	
Residing at Kichland	La sau		
My Commission Expires 12-10-24			







June 20, 2022

### LETTER OF INTENT IRON FOX MINOR SUBDIVISION

#### Owner:

Iron Fox, LLC Wyatt Hermanson 2825 3<sup>rd</sup> Street NW Sidney, MT 59270 (406) 489-1420

#### Applicant:

Erickson Contract Surveying, Inc. 333 10<sup>th</sup> Ave. SE Sidney, MT 59+270 (406) 482-6606 Attn: Lee Hurst

#### **Site Location and Zoning:**

The proposed subdivision to be known as "Iron Fox Minor Subdivision" is located within south half of the southwest quarter of Section 25, Township 150 North, Range 99 West of the 5<sup>th</sup> Principal Meridian in McKenzie County, North Dakota. The property has McKenzie County Parcel Number 11-00-12100 and is currently developed with one residence having the address of 904 24<sup>th</sup> Ave. SW. The site is situated on the north side of 24<sup>th</sup> Ave. SW, one half mile west of Main Street South and contains 65.05± acres.

#### Request and Justification:

The request is for approval of the minor subdivision plat named Iron Fox Minor Subdivision, containing 65.05± acres. This proposed minor subdivision will create three (3) rural residential single-family lots with a 66' ingress/egress easement to access Lot 2. The site already contains one existing single-family residence with a well and onsite waste water treatment. The owner is planning to create Lot 1, containing 5.00 acres±, around the existing single family residence with existing approach access off of 24<sup>th</sup> Avenue SW. Lot 2 will be located directly north of Lot 1 and will contain 7.03 acres±. This lot is being created for future expansion of Lot 1. It will use the same existing approach access off of 24<sup>th</sup> Avenue SW and will have a 66' ingress/egress easement along the west boundary line of Lot 1. Lot 3 will remain ag land.





City of Watford City PO Box 494 213 2nd St NE Watford City, ND 58854



#### CUSTOMER INVOICE

IRON FOX, LLC 2825 3RD ST NW SIDNEY MT 59270 Customer # 1480

INVOICE NUMBER:

5428

INVOICE DATE:

June 27, 2022

DETAILS:

904 24th Ave SW

22-06-20 Iron Fox - Minor Subdivision

#### CHARGES

#### PRODUCTS AND SERVICES:

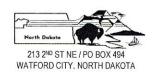
PZ01-PLANNING & ZONING REIMBURSEMENT - 06/27/2022

675.00

Minor Plat

Total

675.00



#### CITY OF WATFORD CITY

# **APPLICATION REVIEW**

PROJECT INFORMAT	<u>ION</u>			
PROPERTY ADDRESS/LOCATION:  904 24th Are SW  PROJECT NAME: 22-06-20  Tron Fox Minor Subdivision				
PAYMENT	A. h	_ s =		- E
INVOICE NUMBER: INVOICE	DATE: INVOICED BY:	PAYMEN _ \$	NT: PAYN	MENT DATE: CARD CASH
PERMIT				
PERMIT NUMBER(S):	ISSUE DATE://////	EXPI	RATION DATE:	PERMIT(S) ISSUED BY:
PLANNING DEPARTM	IENT	and the mental and the control of th	2003 CONTRACTOR CONTRA	
REVIEWED BY:		DAT	ΓE:	
_ TU			6,27,2	2
NOTES: Pre-submitted into 6/27	; No Coz, plat In	ynye cle	on up needed, Ch	Row, Lot 3 Mittees &
Requested general overlay	, exhibit from engine	er		
Elots sont back 7/11/2	2; writing on rev	Dens to	process.	
Finalized 7/21/22				
BUILDING DEPARTM	<u>ENT</u>			
APPLICATION TYPE:	MOVING	☐ APPRO	OVED   DENIE	D   NOT REQUIRED
DEMOLITION FENCE	RESIDENTIAL BUILDING SEPTIC SIGN	BY:		
GENERAL 5	SITE PLAN	DATE:		
NOTES:				

# Land Use Application

Zone Change

Roseholm LLC and Coulee Man LLC



213 2<sup>nd</sup> St. NE / PO Box 494 Watford City, ND 58854 Ph. 701-444-2533 Fax 701-444-3004 Celebrating 100 Years - 2014 cityofwatfordcity.com

July 25<sup>th</sup>, 2022

#### STAFF REPORT Land Use Application: Zone Change Roseholm LLC and Coulee Man LLC

#### **APPLICANT:**

Roseholm LLC and Coulee Man LLC Terry Gariety (Representative)

#### **PROPERTY OWNERS:**

Roseholm LLC and Coulee Man LLC 1528 N Blandena St. Portland, OR 97217

#### **PROPERTY LOCATION:**

12488 30th St. NW A portion of PID 20-00-02700

#### **REQUEST**:

A Land Use Application: Change of Zone, redistricting from A-2 (Agricultural District -ETA) into RR 2.5 (Rural Residential District).

#### **CURRENT ZONING:**

A-2, Agricultural District - ETA

#### **CURRENT USE:**

Vacant land

#### **SITE DEVELOPMENT:**

Access: The property is accessible from Hwy 36

Sewer: The property does not have access to City sanitary sewer.

Water: The property does not have access to City water.

#### **SURROUNDING LAND USE:**

North: Zoning – A-2, predominantly vacant with limited housing

East: Zoning – A-2, vacant

South: Zoning – A-2, vacant

West: Zoning – A-2, predominantly vacant with limited housing

#### **REFERENCES:**

Chapter XV Zoning Ordinance, Article XXVI, Section 1 SECTION 1. - AMENDMENTS:

1.The City Council may from time to time amend, supplement or change the district boundaries or regulations contained in this zoning ordinance. A proposal for an amendment or a change in zoning may be initiated by the City Council, by the Planning Commission, or upon application of the owner of the property affected. All such proposed changes shall be submitted to the Planning Commission for recommendation and report. The Planning Commission shall prepare final written findings which shall be submitted to the City Council within 90 days after the time of referral of the proposed amendment to the Planning Commission.

ARTICLE IX(C) - RR 2.5 RURAL RESIDENTIAL 2.5 DISTRICT

#### SECTION 1. - INTENT:

The "RR 2.5" Rural Residential 2.5 District is established for the purpose of providing and preserving large lot areas of low density single-family residential living where keeping of livestock is prohibited, keeping of Ag animals is allowed for personal use, no commercial livestock is allowed.

#### SECTION 4. - INTENSITY OF USE REGULATIONS:

Every lot of land shall have an area of not less than two and one-half (2.5) square acres and an average width of not less than two hundred (200) feet.

#### **DISCUSSION:**

The applicant has submitted a concept-only, preliminary plat map and is developing a plan to create a Rural Residential subdivision in this area. Rural water is being extended past the site later this year.

Only the portion, described by metes and bounds and consisting of 34.17 acres +/-, within the city ETA is under consideration for the Change of Zone. McKenzie County will handle their percentage of the parcel at a later date should the applicant proceed.

The requested change in zone is consistent with the overall area's development towards large-lot rural housing.

#### **RECOMMENDATION:**

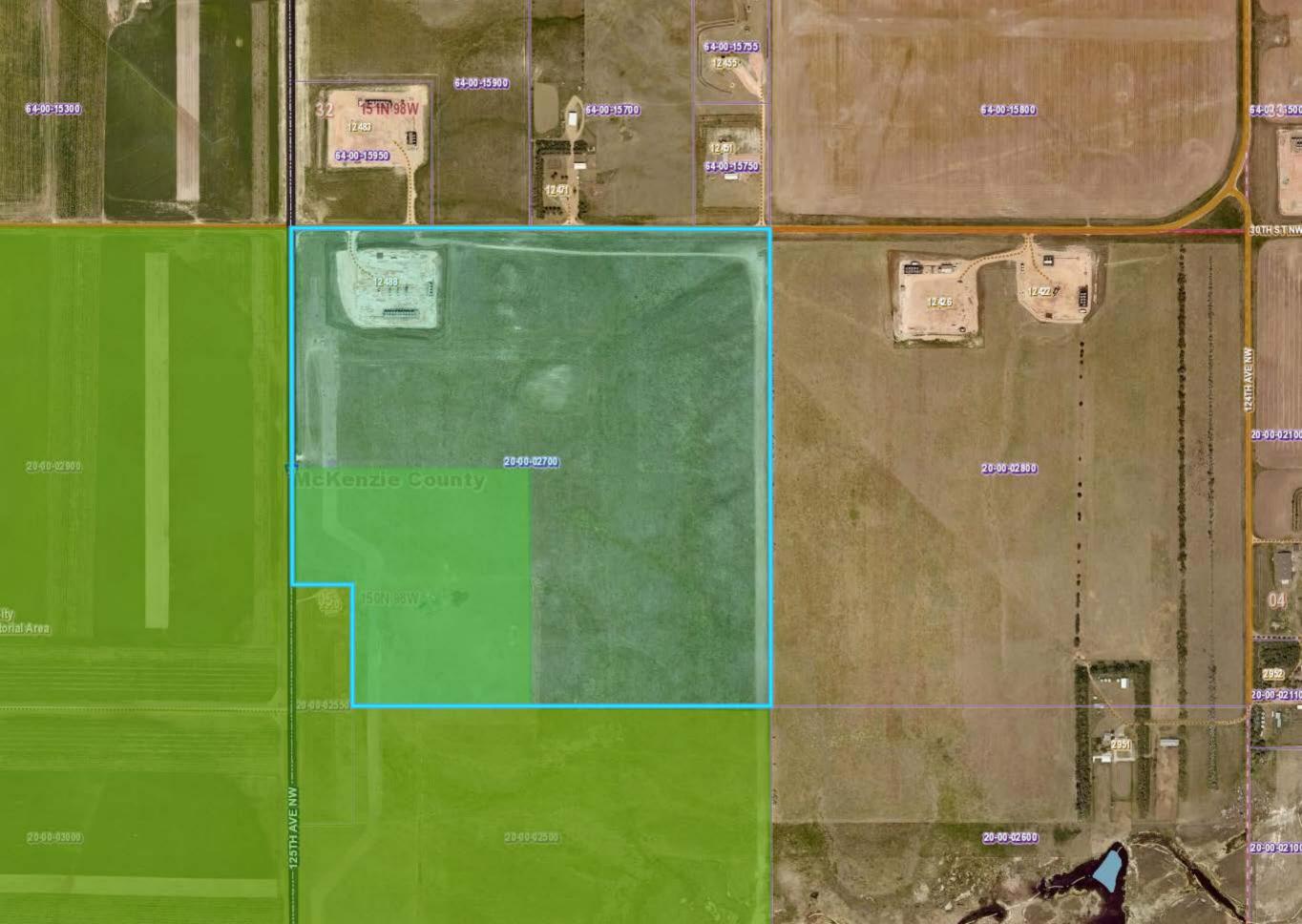
It is the recommendation of City Planning Department staff to <u>Approve</u> the Land Use Application.

Approval shall be contingent upon the following condition:

1. Upon final approval of the change of zone, the applicant has one (1) year to gain approval of a preliminary plat map for the metes and bounds described ETA portion of the parcel. If there is no Preliminary Subdivision Plat approval by that date, the property will revert to the previous district of A-2.

#### PLANNING DEPARTMENT STAFF CONTACT:

Jake Walters jwalters@nd.gov (701) 444-8402



A tract of land located in the NW1/4 of Section 5, T150N, R98W of the 5<sup>th</sup> P.M. in McKenzie County, North Dakota, more particularly described as:

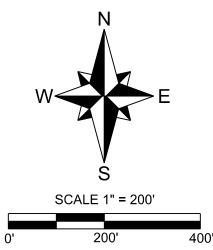
The SW1/4 of the NW1/4, less any portion lying within IT #2529.

The above described tract contains 34.17 acres  $\pm$ .

# PRELIMINARY REPLAT OF SW1/4 OF THE NW1/4, LESS ANY PORTION LYING WITHIN IT #2529 NOW KNOWN AS **LOTS 1-7**

AS LOCATED IN THE NW1/4 OF SECTION 5 - TOWNSHIP 150 NORTH - RANGE 98 WEST - 5TH P.M. MCKENZIE COUNTY, NORTH DAKOTA





- = PIN FOUND
- = STONE FOUND
- × = COMPUTED
- BASIS OF BEARING: N.D. STATE PLANE NORTH ZONE

GROUND DISTANCES SHOWN - C/F: 0.9998485

= BOUNDARY LINE = SECTION LINE = QUARTER LINE ----- = SIXTEENTH LINE ----- = PROPERTY LINE ----- = ORIGINAL BLOCK LINE - - - - - - = EXISITNG UTILITY EASEMENT ----- = NEW UTILITY EASEMENT — = EXISTING RIGHT-OF-WAY ----- = NEW RIGHT-OF-WAY

= PROPERTY LINE (OUTSIDE WC E.T.A.)

- Notes:
- 1. ETA Boundary Line denoted by bold black line

2. Lots, Lines, Dimensions "grayed-out" are located outside of City ETA. Shown for information purposes only.



City of Watford City PO Box 494 213 2nd St NE Watford City, ND 58854



CUSTOMER INVOICE

COULEE MAN LLC 1528 N. BLANDENA ST PORTLAND OR 97217 Customer # 1107

INVOICE NUMBER:

5439

INVOICE DATE:

July 07, 2022

DETAILS:

12488 30th St NW

22-07-06 Oakland Hills Change of Zone Land Use Application - Zone Change

#### CHARGES

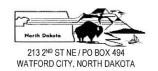
#### PRODUCTS AND SERVICES:

PZ01-PLANNING & ZONING REIMBURSEMENT - 07/07/2022 LUA Zone Change

300.00

Total

300.00



#### CITY OF WATFORD CITY

# **APPLICATION REVIEW**

PROJECT INFORMATIO	<u>ON</u>				
PROPERTY ADDRESS/LOCATION: 12488 30th St NW (PID 20-00-02700) PROJECT NAME: 22-07-06 Oakland Halls Chy. of Zone					
<u>PAYMENT</u>	27				
PERMIT		9			
PERMIT NUMBER(S):	SSUE DATE:	EXPI	RATION DATE:	PERMIT(S) ISSUED BY:	
N/A					
PLANNING DEPARTMENT	<u>NT</u>		8		
REVIEWED BY:		DAT	E:		
JW			7 , 7 , 22		
NOTES: Per discussion 7/7 with che	ut rep, Coz u	vill be c	onlitroned with	prel. & formal plat	
before fortiertion. RR 2.5 applies to all ETA property w/i the larger parcel.					
BUILDING DEPARTMENT					
APPLICATION TYPE:		□ APPRO	OVED   DENIED	□ NOT REQUIRED	
FENCE SEP	SIDENTIAL BUILDING PTIC	BY:			
GENERAL SITE		DATE:			
NOTES:					
			-		



WATFORD CITY, NORTH DAKOTA

# LAND USE APPLICATION ZONE CHANGE

#### **REQUIREMENTS**

APPLICATION FEE: \$300.00

All applications must be legible, printed in ink or typed, and suitable for reproduction. *Original application with original signature is required*. A *Zone Change Application* may be submitted in order to consider a changing the zoning district of property. Zoning Districts are set as specific areas within the City and/or ETA in order to govern the use of the property as well as such regulations pertaining to the height, area, size, and intensity of buildings, land, and open spaces. Along with this application, please submit the following: N.D. Professional survey of the property in both .PDF format and 11"x17" size paper for review, a brief justification letter explaining the request for *Zone Change* and a current copy of a title report/title commitment for the property. For specific details regarding this process, please refer to the *City of Watford City Municipal Code of Ordinances: CHAPTER XV. ARTICLE XXVI: AMENDMENTS* 

to the City of Watford City Municipal Code of Ordinances: CHAPTER XV, ARTICLE XXVI: AMENDMENTS.					
PROPERTY OWNER INFORMATION					
OWNER NAME(S): Roseholm LLC and Coulee Man LLC	PHONE NUME 503-890-5257	NUMBER OF THE PARTY OF THE PART	EMAIL: gariety@gma	ail.com	
MAILING ADDRESS: 1528 N Blandena St, Portland, OR 97217	·				
APPLICANT INFORMATION	■ Same as Owner				
APPLICANT NAME:	PHONE NUME	BER:	EMAIL:		
MAILING ADDRESS:					
DEVELOPER INFORMATION					
DEVELOPER NAME: PHONE NUMBER: EMAIL: 503-890-5257 tgariety@gmail.com				ail.com	
MAILING ADDRESS: 1528 N Blandena St, Portland, OR 97217					
PROPERTY INFORMATION					
PROPERTY ADDRESS: 12488 30th St. NW		JRRENT ricultural	ZONING: (A-2)	PROPOSED ZONING: Rural Residential 2.5	
PARCEL NUMBER(s): LEGAL DESCRIPTION: (SECTION, TOWNSHIP, RANGE) Legal description attached.					
<b>DESCRIPTION</b> Please give a brief description of the	e proposed variance.				
Applicant is requesting a zone change to Rural-Residential for a future single family housing subdivision. Domestic water					
will be supplied either by well or rural water and sanitary sewer will be provided by individual septic systems. 34.17 ac +/-					
APPLICANT SIGNATURE: (IF DIFFERENT THAN OWNER)  As the applicant, I certify that all City Ordinances will be complied with and that the information given within this application as well as the plans submitted are in all respects true and correct to the best of my knowledge and belief.					
APPLICANT SIGNATURE:			DATE:	1512022	
APPLICANT PRINT NAME:	APPLI	CANT T	ITLE:		

PROPERTY OWNER(S) AFFIDAVIT				
I/We, the undersigned, swear that I am / we are, the owner(s) and/or Mortgage holders	s of the property described within			
this application. I/We will make provisions to ensure compliance with the disclosure	e and recording requirements of			
McKenzie County and the City of Watford City. I/We certify that all information contained	ed within this application are in all			
respects true and correct to the best of my/our knowledge and belief. I/We also here	by authorize City of Watford City			
Staff and/or its designee to access my property or premise for the purpose of gather	ering and verifying information in			
relation to this application and submitted plans.				
PROPERTY OWNER SIGNATURE:	DATE:			
7 m 2. lg	7/11/22			
PROPERTY OWNER SIGNATURE:	DATE:			
PROPERTY OWNER NOTARY				
On this				
of North Dakota , personally appeared, Tevence L	. Gariety			
known to me to be the person(s) who executed the certificate in witness whereof, I have hereunto set my hand				
and affixed my official seal the day and year in the certificate first written above.				
Moscin from (NOTARIAL SEAL)  Notary Public				
Notary Public for the state of North Darota  Residing at Watford City  My Commission Expires 1-2-2025  MARIAH PAVE Notary Public State of North Da My Commission Expires	kota			

▼ <u>OFFICE USE ONLY</u> ▼							
PDF & LEDGER SIZE REVIEW COPY OF SITE PLAN	LEGAL NOTICE DATES:	MEETING DATES:					
☐ VICINITY MAP ☐ LEGAL DESCRIPTION	7,13,22	PLANNING COMMISSION: 7,25,22					
☐ JUSTIFICATION LETTER☐	MAILED ADJACENT PROPERTY OWNER NOTICES	CITY COUNCIL: 8 , 1 , 22					
INVOICE: INVOICE NUMBER: 5 439	PAYMENT: \$300.00						
DATE CREATED: 7,7,22 BY: 5W	DATE RECEIVED:/	AMOUNT: \$ CHECK #					

# Minutes

June 27<sup>th</sup> 2022





# PLANNING AND ZONING COMMISSION MEETING MINUTES Monday, June 27th, 2022

The scheduled June meeting of the Watford City Planning & Zoning Commission was held on Monday, June 27<sup>th</sup> 2022, at City Hall in the Heritage Room. In attendance: Vice Chairman Gregg Schuetze, and Commission Members Warren Hovland, Troy Knutson, Marco Pelton, and Ross Sundeen. Also in attendance: Principal Planner Jake Walters, City Building Inspector Steven Williams, City Engineer Grace Demars, and City Attorney Wyatt Voll.

With the above-mentioned present, the public hearing was called to order at 6:00 P.M. by Vice Chairman Gregg Schuetze.

There were no public hearing agenda items for consideration this month.

**CLOSE PUBLIC HEARING:** 6:00 PM by Vice Chairman Schuetze.

**CALL TO ORDER REGULAR MEETING:** 6:00 PM by Vice Chairman Schuetze.

**MINUTES:** May 31st, 2022

Minutes were reviewed as presented. No additional comments.

MOTION: Knutson, SECOND: Pelton to Approve the meeting minutes as presented.

VOICE VOTE: AYES: all in favor NAYS: none

#### **PERMIT RECORDS:**

Reviewed permit records as presented. No additional comments.

#### **NEW BUSINESS:**

1. Despite the lack of agenda items this month, the Commission was informed that the July meeting agenda may be extensive. Options discussed for a second meeting if too many applications are submitted by the July 6<sup>th</sup> deadline. A second meeting will depend on Commissioner availability and required notification periods.

#### **OLD BUSINESS:**

- 1. Discussed needing additional Commission members and that we might advertise if no viable candidates come forth in the next week or two.
- 2. Updated Commission on latest US Forestry Service CUP progress. Spoke to landowner 6/22/22 and expect applications at August P&Z meeting. Staff remains optimistic, but no progress or approvals would result in trailer services being disconnected on September 7<sup>th</sup>.
- 3. Updated Commission on A-2 and Modified Requirement Ordinances. First CC reading was June 6th and second reading will be July 5th. Suggested P&Z changes were incorporated into both ordinances.

**ADJOURNMENT:** 6:09 PM

#### **MOTION** by Pelton

The next regularly scheduled Planning and Zoning Commission Meeting will be held on

Monday, July 25<sup>th</sup>, 2022 at 06:00 pm

Gregg Schuetze, Vice Chairman	
Jake Walters, Principal Planner	

# Permit Records

June-July

#### 2022 Permit Records City of Watford City

PERMIT#	PERMIT TYPE	ISSUE DATE	PROPERTY OWNER	CONTRACTOR	ADDRESS	LOT/BLOCK	SUBDIVISION	PARCEL#	DESCRIPTION OF WORK	VALUE	PERMIT FEE	INVOICE #
5294	FENCE	6/24/2022	Carlos Antillon	Self	1504 Eagleview Ct.	Lot 19, Block 1	Stepping Stone	83-25-11900	5 ft white, vinyl fence	\$ -	\$ 25.00	5426
5295	RESIDENTIAL BUILDING	6/27/2022	Gary Ramage	Self	501 Long Dr	Lot 6, Block 1	Rolling Hills 2nd Add	82-56-00600	20' x 12' pre-built shed on gravel pad.	\$ 12,000.00	\$ 102.50	5429
5296	FENCE	6/28/2022	Robin Arndt	Self	200 6th Ave NW			82-52-00700	4' black fence	\$ -	\$ 25.00	5433
4989	RENEWAL	7/1/2022	Randy and Misty Gasper	Self	1910 Winterhawk Trl	Lot 50, Block 4	Stepping Stone	83-25-15000	Renewal for fence permit (x2)	\$ -	\$ 40.00	5434
4990	RENEWAL	7/1/2022	Randy and Misty Gasper	Self	1910 Winterhawk Trl	Lot 50, Block 4	Stepping Stone	83-25-15000	Renewal for Residential Building Permit (x2), basement	\$ -	\$ 40.00	5434
5297	FENCE	7/1/2022	Cody Johnson	Self	401 8th St NW			82-08-01600	6' cedar fence	\$ -	\$ 25.00	5437
5298	RESIDENTIAL BUILDING	7/1/2022	Cody Johnson	Self	401 8th St NW			82-08-01600	Stairs from existing back patio deck	\$ 2,000.00	\$ 35.00	5437
5299	RESIDENTIAL BUILDING	7/6/2022	Andrew Bargelski	Self	233 Leslie Lane SE	Lot 99, Block 3	Fox Hills	82-31-30990	Deck at rear of home	\$ 3,500.00	\$ 43.00	5438
5105	RENEWAL	3/13/2022	Conoco Phillips	Cahoon Enterprises, LLc	105 Prospect St NE	Lot 4, Block 2	The Crossings	82-23-02300	Construct a 40x80 metal building for storage facliity	\$ -	\$ 20.00	5442
5300	RESIDENTIAL BUILDING	7/11/2022	Brandon Hovland	Self	320/324 5th St NE	Lot 21	Seibolds Addition to WC	82-69-00300	Roof repairs	\$ 2,000.00	\$ 35.00	5444
5301	RESIDENTIAL BUILDING	7/12/2022	Kirby Voegle	2020 Industries, LLC	1501 8th St SW			11-00-11800	2988 sf Single Family Home	\$ 507,630.00	\$ 2,328.48	5445
5302	RESIDENTIAL BUILDING	7/13/2022	Marcel Paukune	Self	201 3rd St NW	Lot 6, Blk B	1st Addition	82-02-01200	20'x14' deck	\$ 2,500.00	\$ 36.00	5446
5303	FENCE	7/13/2022	Andy Elliot	Self	1408 West Pheasant Ridge Dr	Lot 16	Pheasant Ridge	82-55-01600	6 ft wooden fence	\$ -	\$ 25.00	5447
5304	RESIDENTIAL BUILDING	7/15/2022	Mike Tschetter	Uppa Creek Construction	517 2nd St NW	Lot 1		82-62-00100	Insurance claim - Siding repairs	\$ -	\$ 20.00	5448
5305	SIGN	7/15/2022	Legacy Tools and Rental	Bismarck Sign Company	25115 Main St S		ETA	11-00-14725	12' x 24' non-illuminated wall sign on existing building	\$ -	\$ 100.00	5451
5306	RESIDENTIAL BUILDING	7/18/2022	Julie Sosinski	Self	2645 Terrace View Dr	Lot 59	Buffalo Hills	20-03-5900	Remove existing shingle roof and install metal	\$ 8,628.74	\$ 78.90	5454
5307	RESIDENTIAL BUILDING	7/19/2022	Tara Lorenz	Tony's Construction and More	421 Main St N	Lot 6		82-50-02400	Re-roofing existing home	\$ 10,500.00	\$ 92.00	5455
5308	RESIDENTIAL BUILDING	7/20/2022	David Matzke	Johnston Contracting*	12202 McKenzie View Dr	72	Buffalo Hills	20-03-07200	Re-roofing. Contractor has no state license, homeowner paying retroactively.	\$ 5,500.00	\$ 57.00	5456
5309	CONSTRUCT/REPAIR	7/20/2022	LT Development Group	Gordy's Machine Core	1217 9th St SW	Lot 15, Blk 2	Tara Estates	82-64-02150	Sidewalk and drive approach for townhome unit (1/2)	\$ 5,000.00	\$ 74.90	
5310	CONSTRUCT/REPAIR	7/20/2022	LT Development Group	Gordy's Machine Core	1221 9th St SW	Lot 16, Blk 2	Tara Estates	82-64-02160	Sidewalk and drive approach for townhome unit (1/2)	\$ 5,000.00	\$ 74.90	
5311	RESIDENTIAL BUILDING	7/21/2022	Kiefer Ward	Williston Roofing Company	413 2nd St NW	Lot 8	North Watford	82-50-02750	Re-roof existing home	\$ 11,000.00	\$ 95.50	5457
5312	RESIDENTIAL BUILDING	7/21/2022	Leejay Price	Williston Roofing Company	133 2nd St SW	Lot 7, Blk 2	Sax Addition to WC	82-57-02900	Re-roof existing home	\$ 7,900.00	\$ 73.80	5457
5313	RESIDENTIAL BUILDING	7/21/2022	Justin Johnsrud	Williston Roofing Company	417 2nd Ave NE	Lot 14	1st Add. To East WC	82-29-01500	Re-roof existing home	\$ 24,000.00	\$ 186.50	5458

### Permit Comparisons City of Watford City

2021						
Month	# of Permits					
	Issued					
January	15					
February	11					
March	29					
April	24					
May	57					
June	36					
July	33					
August	30					
September	30					
October	18					
November	33					
December	10					

202		
Month	# of Permits Issued	Comparison
January	7	47%
February	9	82%
March	14	48%
April	33	138%
May	29	51%
June	42	117%
July	23	70%
August		
September		
October		
November		
December		
		•
2022 YTD	157	48%

2021						
Month	Value					
January	\$ 136,000.00					
February	\$ 597,913.00					
March	\$ 891,172.00					
April	\$ 305,025.00					
May	\$ 887,753.96					
June	\$ 2,622,500.00					
July	\$ 153,946.40					
August	\$ 355,163.00					
September	\$ 6,250,916.00					
October	\$ 2,743,900.00					
November	\$ 3,110,612.00					
December	\$ 314,000.00					

2021 TOTAL	\$	18,368,901.36
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	202	22	
Month		Value	Comparison
January	\$	379,000.00	279%
February	\$	42,500.00	7%
March	\$	505,002.10	57%
April	\$	1,912,410.00	627%
May	\$	199,639.62	22%
June	\$	746,840.00	28%
July	\$	607,158.74	394%
August			
September			
October			
November			
December			

2022 YTD	\$ 4,392,550.46	24%

2021 Residential Permits								
Type # of Units # of Buildings Value								
Single Family Home	17	17	\$	4,646,437.00				
Duplex	4	2	\$	1,388,000.00				
Apartment 3-4 Units	0	0	\$	-				
Apartment 5+ Units	0	0	\$	-				

2021 TOTAL	21	19	\$ 6,034,437.00

2022 Residential Permits					
# of Units	# of Buildings		Value	Comparison	
6	6	\$	2,292,630.00	49%	
4	2	\$	608,000.00	44%	
0	0	\$	-	0%	
0	0	\$	-	0%	
				# of Units # of Buildings Value 6 6 \$ 2,292,630.00	

2022 TOTAL YTD	10	8	\$ 2,900,630.00	48%