



## Community Development Department

# BISMARCK PLANNING AND ZONING COMMISSION MEETING AGENDA September 23, 2020

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Tom Baker Meeting Room

5:00 p.m.

City-County Office Building

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Watch live meeting coverage on Government Access Channels 2 & 602HD, listen to Radio Access 102.5 FM Radio, or stream FreeTV.org and RadioAccess.org. Agenda items can be found online at [www.bismarcknd.gov/agendacenter](http://www.bismarcknd.gov/agendacenter).

Due to ongoing public health concerns related to COVID-19, the City of Bismarck is encouraging citizens to provide their comments for public hearing items on this agenda via email to [planning@bismarcknd.gov](mailto:planning@bismarcknd.gov). The comments will be sent to the Planning and Zoning Commissioners prior to the meeting and included in the minutes of the meeting. To ensure your comments are received and distributed prior to the meeting, please submit them by 12noon on the day of the meeting and reference the agenda item your comment addresses.

If you would like to appear via video or audio link for a 3-5-minute comment on a public hearing item, please provide your e-mail

address and contact information to [planning@bismarcknd.gov](mailto:planning@bismarcknd.gov) at least one business day before the meeting.

The physical meeting room will be open to the public, but we certainly understand the public wishing to limit their exposure at this time, while still participating in government. Before entering the City-County Office Building, all individuals should self-screen for COVID-19 symptoms or potential exposure and, if unable to pass the screening protocol, will be expected to participate remotely in the meeting for the public's safety.

Some of the Planning and Zoning Commissioners will be attending this meeting in person, but it is anticipated that most will participate remotely. The number of meeting participants attending in person in the Tom Baker Meeting Room, including the Planning and Zoning Commissioners, will be limited to maintain social distancing.

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## MINUTES

1. Consider approval of the minutes of the August 26, 2020 meeting of the Bismarck Planning & Zoning Commission.



## CONSENT AGENDA CONSIDERATION

The following items are requests for public hearings.

2. **Lot 1, Block 1, Dauenhauer Addition (DN)**  
Zoning Change (RR to PUD) | ZC2020-010 ..... 1  
Gibbs Township  
*Staff recommendation: schedule a hearing*   ☐ *schedule a hearing*   ☐ *continue*   ☐ *table*   ☐ *deny*
  
3. **Misty Waters | Misty Waters First Replat (JW)**  
PUD Amendment | PUDA2020-001 ..... 13  
Hay Creek Township  
*Staff recommendation: schedule a hearing*   ☐ *schedule a hearing*   ☐ *continue*   ☐ *table*   ☐ *deny*
  
4. **Lots 2-7, Block 1, Daybreak Medical Addition First Replat (JW)**  
PUD Amendment | PUDA2020-002 ..... 24  
*Staff recommendation: schedule a hearing*   ☐ *schedule a hearing*   ☐ *continue*   ☐ *table*   ☐ *deny*

## REGULAR AGENDA FINAL CONSIDERATION

The following item is a request for final action and forwarding to the City Commission.

5. **Part of Lot 1A, Block 2, Northern Sky Addition (JW)**  
Annexation | ANN2020-008 ..... 36  
*Staff recommendation: approve*   ☐ *approve*   ☐ *continue*   ☐ *table*   ☐ *deny*

## FINAL CONSIDERATION and CONTINUED PUBLIC HEARING

The following item is a request for final action and forwarding to the City Commission.

6. **Silver Ranch Third Addition (DN) ..... 42**
  - **Partial Annexation | ANN2020-005**  
*Staff recommendation: approve*   ☐ *approve*   ☐ *continue*   ☐ *table*   ☐ *deny*
  
  - **Zoning Change (A to R10, RM20 & P) | ZC2020-006**  
*Staff recommendation: approve*   ☐ *approve*   ☐ *continue*   ☐ *table*   ☐ *deny*
  
  - **Fringe Area Road Master Plan Amendment | FRMP2020-002**  
*Staff recommendation: approve*   ☐ *approve*   ☐ *continue*   ☐ *table*   ☐ *deny*
  
  - **Major Subdivision Final Plat | FPLT2020-010**  
*Staff recommendation: approve*   ☐ *approve*   ☐ *continue*   ☐ *table*   ☐ *deny*

## PUBLIC HEARINGS

The following items are requests for final action and forwarding to the City Commission.

- 7. Burleigh County Housing Addition First Replat (JW)**  
Minor Subdivision Fina Plat | MPLT2020-008 ..... 62  
*Staff recommendation: approve*      ☐ approve    ☐ continue    ☐ table    ☐ deny
- 8. Lot 3, Block 3, Brentwood Estates (DN)**  
Special Use Permit (Oversized Accessory Building) | SUP2020-015..... 69  
*Staff recommendation: approve*      ☐ approve    ☐ continue    ☐ table    ☐ deny
- 9. Lot 2 of Lot A of Lot 1, Block 10, Eastdale Addition (WH)**  
Special Use Permit (Animal Kennel/Dog Training Facility) | SUP2020-016..... 75  
*Staff recommendation: approve*      ☐ approve    ☐ continue    ☐ table    ☐ deny
- 10. Lot 8, Block 1, Copper Ridge Subdivision (DN)**  
Special Use Permit (Oversized Accessory Building and Accessory Dwelling Unit)  
SUP2020-017 ..... 82  
Apple Creek TownshipL3, B  
*Staff recommendation: approve*      ☐ approve    ☐ continue    ☐ table    ☐ deny
- 11. Lot 1 less the West 217 feet and less the East 235 feet, Block 1, Airport Expressway 2nd Addition Replat of All of Lots 1 and 2, Block 1 (WH)**  
Special Use Permit (Child Care Center) | SUP2020-018..... 91  
*Staff recommendation: approve*      ☐ approve    ☐ continue    ☐ table    ☐ deny

## OTHER BUSINESS

- 12. Request of Amber Boeshans Regarding the Keeping of Chickens..... 97**
- 13. Resolution and Certificate of Appreciation for John Van Dyke**
- 14. Other Business**

## ADJOURNMENT

- 15. Adjourn.** The next regular meeting date is scheduled for **October 28, 2020.**

Enclosures:      Meeting Minutes of August 26, 2020  
                         Building Permit Activity Month to Date Report for August 2020  
                         Building Permit Activity Year to Date Report for August 2020