

## ORDINANCE 26-013

### **AN ORDINANCE AMENDING CHAPTER 94, APPENDIX A - JOINT ZONING ORDINANCE FOR BROOKINGS COUNTY AND THE CITY OF BROOKINGS.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BROOKINGS, SOUTH DAKOTA that the Joint Zoning Ordinance be amended as follows:

#### I.

##### CHAPTER 94 – ZONING

Appendix A – Joint Zoning Ordinance for Brookings County and the City of Brookings  
Article I General Provisions: Chapter 1.03 Official Joint Jurisdictional Zoning Map  
Section 1.03.06. Dissolution of 2022 Joint Zoning Ordinance for Brookings County and the City of Brookings.

The regulations contained herein which establish concurrent zoning jurisdiction shall be in effect unless either the City of Brookings or Brookings County adopts an ordinance dissolving said concurrent jurisdiction and regulations. In order to dissolve the concurrent jurisdiction and these regulations, the county and city planning commissions shall meet jointly and hold at least one (1) public hearing on the proposed dissolution. Notice of the time and place of the hearing shall be given at least once by the party proposing the dissolution at least ten (10) days in advance of the hearing by publication in the legal newspaper of the City of Brookings. Following the public hearing, each planning commission shall submit a recommendation to each respective governing body. If it is the intent of either the County Commission or City Council to proceed with the dissolution of the concurrent jurisdiction and these regulations, said governing body shall hold two (2) readings of the ordinance, with at least one (1) public hearing prior to adoption of said ordinance. Notice of the time and place of the hearing shall be published at least once by either the city or county, as the case may be, at least ten (10) days in advance of the hearing by publication in their legal newspaper.

Article IV Administration and Enforcement; Section 4.04.01. Procedures for Zoning Amendments: 3.

The following procedure to request a Zoning Amendment or Zoning District Boundary Change shall be followed: 3 c. The respective Planning Commissions shall conduct a joint public hearing for each application which has been processed and forwarded by the County Zoning Officer as provided in this ordinance. The County Zoning Page 1 of 2 Officer shall cause to be published a notice in the legal newspaper of the City of Brookings, ten (10) days prior to each respective public hearing, of the time and place of the public hearing. If the proposed amendment will change the boundaries of a zoning district, the Zoning Officer shall notify all owners of property within two hundred fifty (250) feet of the proposed boundary change by Certified Mail at the expense of the applicant, at least ten (10) days before the public hearing of the Planning Commissions.

Article V Supplemental Requirements for Agricultural Districts: Chapter 5.09  
Manufactured Home Regulations: Section 5.09.01 - Manufactured/Mobile Homes: 2  
Residences; c) In the absence of the consent of all adjoining landowners as described  
above, the Joint Board of Adjustment, by a 2/3 majority vote, may authorize the issuance  
of a building permit for the moving in of a previously occupied residence after a public  
hearing. Notice of the hearing shall be provided in writing at least ten (10) days prior to  
the hearing to all adjoining landowners, and to all landowners within two hundred (200)  
feet of the property. In determining whether or not to authorize the permit, the Board shall  
consider the following: Whether or not the proposed residence is consistent in character  
with the other residences in the area.

II.

All sections and ordinances in conflict herewith are hereby repealed.

First Reading:	April 28, 2026
Second Reading and Adoption:	May 12, 2026
Published:	May 15, 2026

CITY OF BROOKINGS, SD

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Oepke G. Niemeyer, Mayor

ATTEST:

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Bonnie Foster, City Clerk