

Planning Commission

Agenda Item

Subject: Commission Consideration of Ordinance No. 25-07, Amending the Zoning Map of the

City of Watertown, SD, for a portion of property to be known as the Replat of Lots 2, 3, and 4 Mancell Second Addition and Lot 5A of Mancell Third Addition from R-1 Single Family Residential District to PUD Planned Unit Development District

Meeting: Planning Commission - Jun 05 2025

From: Kristen Bobzien, Interim City Manager/Chief Financial Officer

BACKGROUND INFORMATION:

Russell Warner, the acting agent for the property owner, Kampsco, LLC, has submitted a petition to rezone a portion of Mancell Second Addition and a portion of Mancell Third Addition. The proposed rezone is tied to the Replat of Lots 2, 3, and 4 of Mancell Second Addition. The replat will consolidate the three lots into Lot 2A, approximately 0.99, and Lot 2B, approximately 2.63 acres. The rezone request pertains to Lot 2B of Mancell Second Addition and Lot 5A of Mancell Third Addition. Combined, the two lots are approximately 3.85 acres of land which meets the minimum size requirement of three acres necessary for a PUD. As shown on the PUD plan, the owners intend to construct two fourplexes on Lot 2B. There will be a total of eight units (two structures with four units each) which will be available for individual ownership through the use of a condominium plat.

The latest rezone petition request to zone the property as R-3 Multi-Family Residential District was recommended for approval by the Planning Commission (7-0) at the May 8, 2025 meeting but was denied by the City Council (5-2) at the June 2, 2025 meeting due to maximum density concerns with being zoned R-3. At the first reading at City Council on May 19, 2025, the idea of a PUD was brought up which is the reason for this application coming forward to memorialize maximum density allowance for the property as presented with this application.

The PUD secures the maximum density allowed for the 3.85 acres (167,706 SF) of property. It also shows that the portion of jurisdictional wetlands will remain undeveloped and that Lot 5A was incorporated for minimum area requirements to petition for a PUD. There is approximately 95,000 SF of developable area. With 8 units, each unit has 11,875 SF of lot area which is less dense than an R-1 Single Family Residential minimum lot size of 9,000 SF.

The Design Review Team has reviewed and approved the proposed PUD Plan and Narrative for Mancell Addition. The PUD guarantees the maximum amount of units that can be developed on the property. The structures will comply with ordinance requirements, setbacks and height limitations as the R-1 Single Family Residential District.

The previous owners of Mancell Second Addition petitioned to rezone lots 2-5 of Mancell Second Addition from R-1 Single Family Residential District to C-L Lake Commercial District which was

recommended for approval by the Planning Commission (5-2) at the March 9, 2023, meeting. City Council denied the rezone at the April 3, 2023, meeting (0-7) largely due to concerns about the wetlands and proposed density of the development. A subsequent petition to rezone to a PUD Planned Unit Development was submitted later in 2023. The Planning Commission did not recommend (3-4) approval to City Council of the PUD zoning at the December 7, 2023, meeting. City Council denied the rezoned for the PUD rezone (2-5) at the January 2nd, 2024, meeting. The PUD proposed around 30 apartment units and 15 sportsman condos along with installing apartments on Lot 5 of Mancell Addition where the wetland areas are located.

Facts:

- 1. Adjacent Property Zoning Designation:
 - a. North: R-3 Multi-Family Residential District / R-1 Single Family Residential District
 - b. East: R-1 Single Family Residential District / County
 - c. South: County
 - d. West: R-1 Single Family Residential District / County
- 2. Rezone will extend to the centerline of the adjacent right-of-ways.
- 3. The property is located within the AE (100-year) flood zone.
- 4. Cash in lieu for park dedication was collected November 25, 2020, with the Plat of Mancell Addition.
- 5. Watertown Municipal Utilities collected tapping fees for 2.03 acres of Lot 2 of Mancell Second Addition when the property was annexed in 2020. Additional tapping fees and sanitary sewer cost recovery fees will be assessed at the time of building permit issuance.

FINANCIAL CONSIDERATIONS:

N/A

OVERSIGHT / PROJECT RESPONSIBILITY:

Brandi Hanten, Community Development Manager Carla Heuer, Planner

STAFF RECOMMENDATION / SUGGESTED MOTION:

Staff recommends approval of this zoning through the following motions:

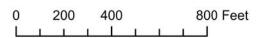
I move to approve Ordinance No. 25-07, Amending the Zoning Map of the City of Watertown, SD, for a portion of property to be known as the Replat of Lots 2, 3, and 4 Mancell Second Addition and Lot 5A of Mancell Third Addition from R-1 Single Family Residential District to PUD Planned Unit Development District

ATTACHMENT(S):

Vicinity Map
Petition to Change Zoning
Exhibit
PUD Plans
PUD Narrative

Wetland Map
Proposed Replat of Mancell Second Addition
Recorded Plat of Mancell Second Addition
Ordinance No. 25-07

Vicinity Map





Prepared by: Colin B. DeJong Aason Engineering Company, Inc. 1022 6th St SE Watertown, SD 57201

Phone #: 605-882-2371

STATE OF SOUTH DAKOTA)
: PETITION TO CHANGE ZONING
COUNTY OF CODINGTON)

TO THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL OF THE CITY OF WATERTOWN, SOUTH DAKOTA:

| 1. | Your Petitioner(s), | , Acting Agent for Kampsco, LLC respectful | lly |
|----|--|---|-----|
| | request that the following described real prop | perty in the City of Watertown, Codington Count | ty, |
| | South Dakota, be re-zoned from its current | designation as "R1 - Single Family Residenti | ial |
| | District" to "PUD – Planned Unit Developmen | nt District". | |

A portion of Lot 2 and all of Lots 3 and 4 of the plat entitled, "Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota" AND Lot 5A of the plat entitled, "Mancell Third Addition to the Municipality of Watertown, in the County of Codington, South Dakota". Subject parcel contains 3.85 +/- Acres.

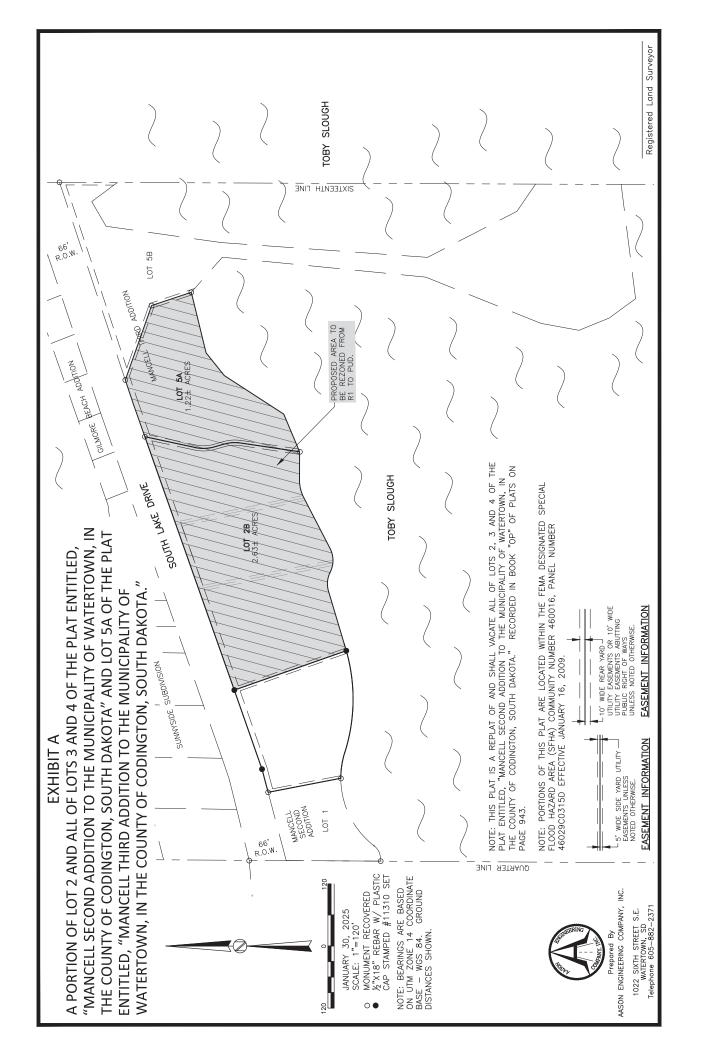
Which a portion upon re-platting will be known as Lot 2B Replat of Lots 2, 3 and 4 of Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota.

- 2. Petitioner is the owner of record of the above-described real property.
- 3. The petitioner intends to develop the property.
- 4. The following Exhibit is attached hereto and is by reference incorporated as part of this Petition:

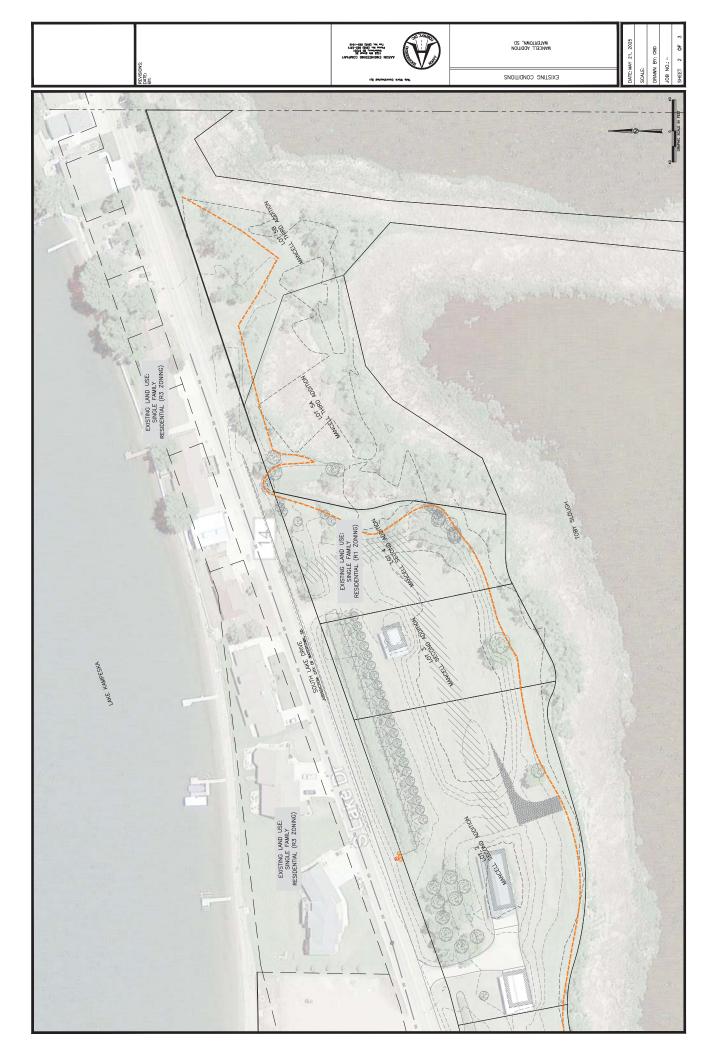
Exhibit A - A portion of Lot 2 and all of Lots 3 and 4 of the plat entitled, "Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota" AND Lot 5A of the plat entitled, "Mancell Third Addition to the Municipality of Watertown, in the County of Codington, South Dakota."

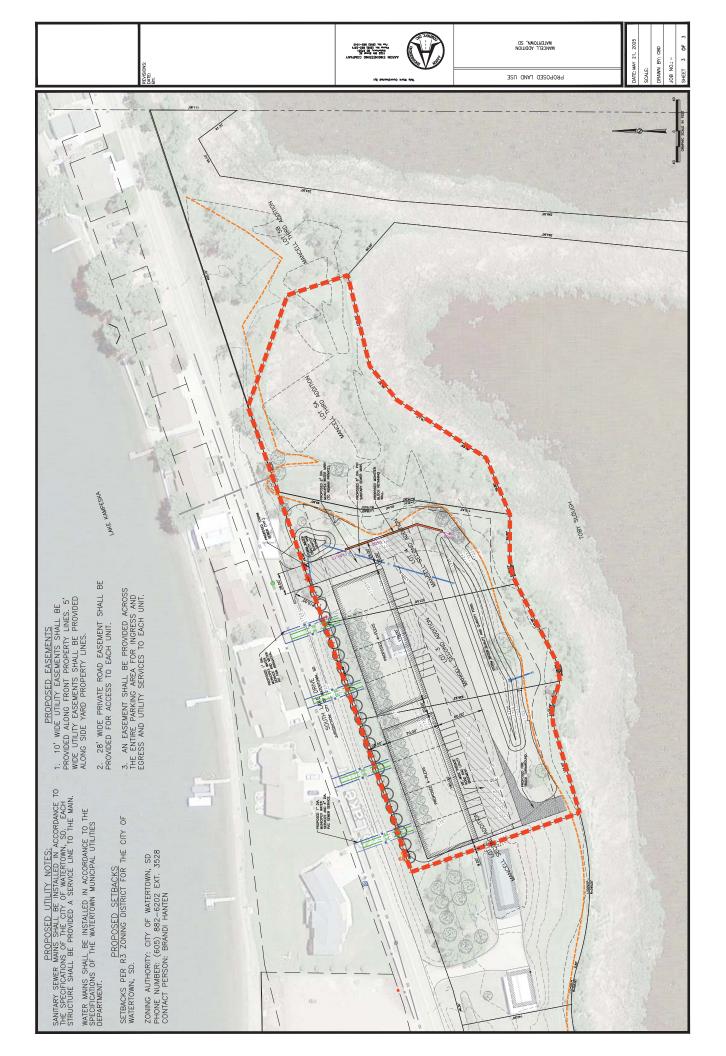
WHEREFORE, PETITIONER(S) REQUEST that the City Council of Watertown, South Dakota adopt an ordinance re-zoning the above-referenced real property from its current designation as "R1 Single Family Residential District" to "PUD – Planned Unit Development District".

| Dated at Watertown, South Dakota, this day of, 20_ | · |
|---|-----------------------------|
| Ву | |
| Acting Agent | |
| Kampsco, LLC | |
| | |
| | |
| State of South Dakota) | |
|)SS: | |
| County of Codington) | |
| On this the day of, 20, before me, the undersigned, Acting Agent for Kampsco, LLC, known proven to be the person whose name(s) are subscribed to within this instruction they executed the same for the purposes therein contained. | own to me or satisfactorily |
| IN WITNESS WHEREOF I hereunto set my hand and official seal. | |
| | |
| Notary Public | |
| (SEAL) | |
| My Commission Expires: | |









MANCELL ADDITION WATERTOWN, SD

SUMMARY OF THE PLANNED UNIT DEVELOPMENT OBJECTIVES

Mancell Addition is a proposed four-plex development along South Lake Drive in Watertown, SD. The Developer is proposing this Planned Unit Development to restrict the potential for permitted and conditional uses that are normally allowed within the City's R3 – Multi-Family Residential District. Below is a summary of the proposed setbacks, parking and landscaping requirements and restrictive covenants for the Planned Unit Development:

SETBACKS AND PERMITTED USES

- Setback distances shall match the requirements set forth in the City of Watertown, SD ordinances for R3 – Multi-Family Residential District.
- o Permitted uses shall include the following:
 - Four-Plex's with a maximum height that shall not exceed 35' which is the maximum height allowed in the R1 – Single Family District. Total number of units is 8, 4 per building.
 - Accessory Structures as regulated by ordinance no. 21.1002

PROPOSED PARKING AREA AND UTILITIES AND PROPOSED AMENITIES

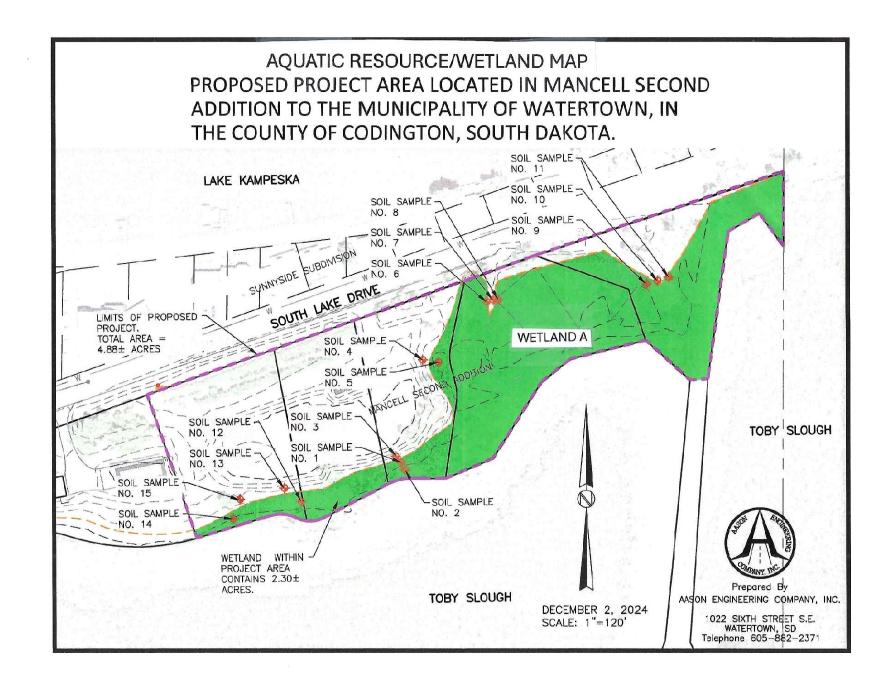
- Sanitary and Water services shall be provided from the existing mains within South Lake Drive.
- Parking areas shall match the requirements set forth in the City of Watertown,
 SD ordinances for multi-family units.
- Any accessory structure and exterior amenity shall be owned and maintained by the home owners association.

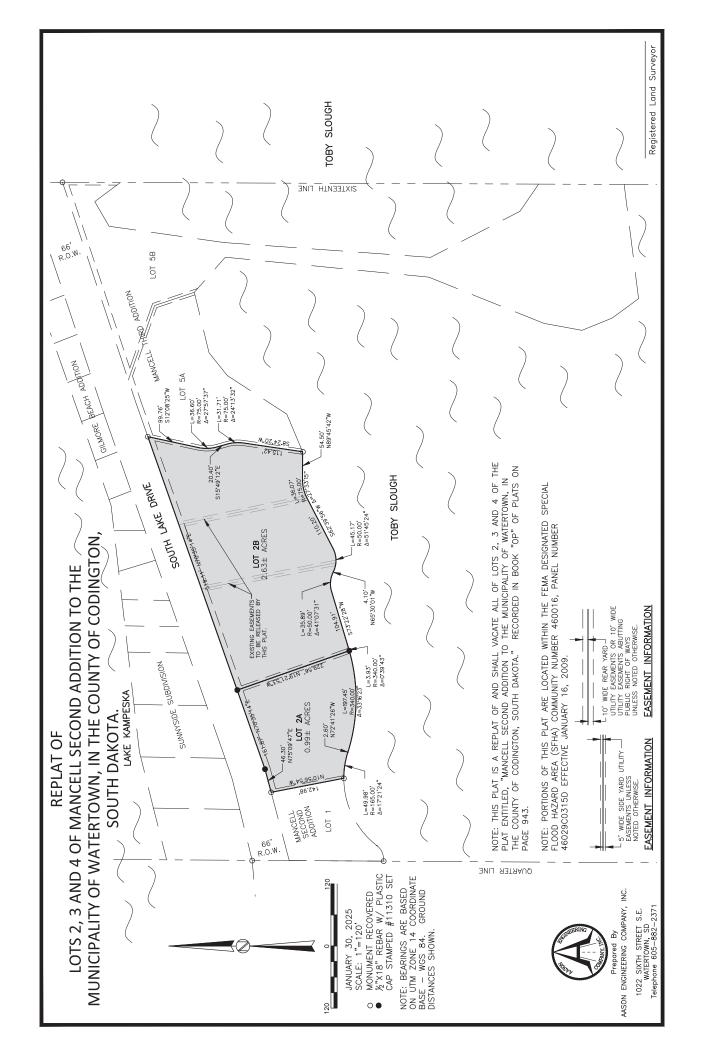
RESTRICTIVE COVENANTS AND PROPOSED DENSITY

- No structure or building shall exceed 35 feet in height;
- All trash cans or dumpsters serving the premises shall be in a screened enclosure as required by the City of Watertown, SD ordinances;
- o The existing outlet channel shall be kept in predeveloped condition.

TYPE AND CHARACTER OF BUILDINGS / LOTS

- The proposed buildings shall have a uniform appearance within the development and the neighboring properties. Trees and native plant landscaping will be planted within and around the proposed improvements and meet the requirements of Chapter 21.73 of the Watertown, SD City Ordinances.
- Screening with trees, bushes and other plantings is intended to be installed along the north side of the project to provide a buffer to the R3 zoned property across South Lake Drive.





PROPRIETOR'S CERTIFICATE

We, Jered M. Mancell and Tina M. Mancell, husband and wife, as joint tenants with full right of survivorship, and not as tenants in common, owner of all that part of Gov't Lot 5, Section 31, Township 117 North, Range 53 West of the 5th P.M., Codington County, South Dakota, lying South of the Highway (South Lake Drive) as now established across said Lot, hereby certify that we have caused the above described property to be surveyed and platted into a parcel of land hereafter to be known as:

"Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota,"

And that we have caused the same to be platted as shown on the accompanying plat. We further certify that the development of this land shall conform to all existing applicable zoning, subdivision and erosion and sediment control regulations.

In witness whereof we have caused these presents to be executed this ____day of ______, 2020.

Jered M. Mancell

Tina M. Mancell

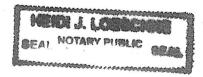
State of South Dakota)

) ss

County of Codington)

On this the Oh day of November, 2021, before me, the undersigned officer, personally appeared Jared M. Mancell and Tina M. Mancell, known to me or satisfactorily proven to be the people whose names are subscribed to the within instrument and who acknowledged that they executed the foregoing instrument for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.



My Commission Expires: 1123 23

Notary Public, South Dakota

1

INSTRUMENT NO. 202107441 Pages: 5 BOOK: OP_PLAT

12/30/2021 1:34:00 PM

Hon Kasmusen Ann rasmussen, register of deeds

ANN RASMUSSEN, REGISTER OF DEEDS
CODINGTON COUNTY, SOUTH DAKOTA
Recording Fee: 60.00
Return To: REGISTER OF DEEDS

eturn To: REGISTER OF DEEDS



SURVEYOR'S CERTIFICATE

| I, Marty | W. Mack | , a Re | egistered | Land Surve | yor in th | e State of | Sou | th Dako | ta, | do he | ereb | y certify | tha t | at at |
|-----------------|-----------|--------|-----------|-------------|-----------|------------|-------|---------|------|--------|------|-----------|-------|-------|
| the instance ar | d reques | t of J | ered M. N | Mancell and | Tina M. | Mancell, | husba | and and | l wi | fe, ov | wner | rs of the | e ab | ove |
| described prop | erty, did | on o | r before | November | 17, 202 | 1, survey | the | parcel | of | land | as | shown | on | the |
| accompanying | olat. | | | | | | | | | | | | | |

I further certify that the said plat is a true and correct representation of the said parcel as surveyed and platted by me.

I hereby set my hand this 17 day of November, 2021.

Registered Land Surveyor

STREET AUTHORITY'S CERTIFICATE

Having the authority to do so; I hereby approve access for the lots included in this plat onto the adjoining right of way to South Lake Drive. All access locations to be determined at building permit issuance

Dated this 222 day of December, 2021.

City Engineer, Watertown, South Dakota

CITY PLAN COMMISSION RECOMMENDATION

Resolution No. 111 - 55

The aforementioned plat has been duly examined and it appears that said plat is in all respects lawful and proper and entitled to approval. It is hereby recommended for approval by the Watertown City Plan Commission on this $29^{\frac{1}{2}}$ day of $\frac{\text{December}}{\text{December}}$, 2021

Chairman

Watertown City Plan Commission

RESOLUTION OF WATERTOWN CITY COUNCIL

Resolution No. 21-54

Be it resolved by the City Council of Watertown, South Dakota, having viewed this plat and having received a recommendation from the Watertown City Plan Commission, does hereby approve this plat of "Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota," and the City Finance Officer is hereby directed to endorse on such plat a copy of this resolution and certify the same thereon.

The above and foregoing resolution was duly passed and adopted.

Attest:

Finance Officer
City of Watertown

Mayor

City of Watertown

CITY FINANCE OFFICER'S CERTIFICATE

I, Kristen Bobzein, the duly appointed, qualified City Finance Officer of the City of Watertown, South Dakota, hereby certify that all special assessments, which are liens upon any land depicted and described in this plat, as shown by the records in my office on this 30th day of December, 2021, have been paid in full.

Kristen Bobzein
City Finance Office

TREASURER'S CERTIFICATE

I hereby certify that I am the duly elected, qualified, and acting Treasurer of Codington County, South Dakota, and hereby certify that all taxes which would, if not paid, be liens upon any of the land depicted and described in this plat, as shown by the records in my office have been paid in full.

Dated this 30TH day of <u>December</u>, 2020 A.D. (2021

Treasurer,

Codington County, South

SOUTH

DAKOTH

| 1 4 8 6 | DIREC | TOR OF EQUAL | IZATION'S | S CERTIFICATE | | | | | | |
|--|----------------------------------|----------------|------------|---|--|--|--|--|--|--|
| I hereby certify that I have received copy of the attached plat and has been filed in my office. | | | | | | | | | | |
| Dated this 30 day of December, 2021 A.D. | | | | | | | | | | |
| | | | | Director of Equalization, Codington County, South Dakota | | | | | | |
| ***** | ******************************** | | | | | | | | | |
| | <u>R</u> | EGISTER OF D | EED'S CEF | RTIFICATE | | | | | | |
| I hereby | certify that I have received | and have | 5 | | | | | | | |
| F | TILED FOR RECORD this | 30th day of De | cember | , 2021 A.D. at <u>1'34</u> O'clock <u>7.</u> M. | | | | | | |
| | and duly recorded in Book _ | OP | _ Page _92 | of Plat Books. | | | | | | |
| | | | | AMRASMUSEM Register of Deeds, Codington County, South Dakota | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | · | | | | | | |
| | | | | | | | | | | |

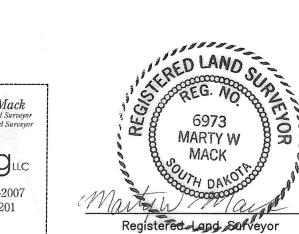
MANCELL SECOND ADDITION to the Municipality of Watertown, in the County of Codington, South Dakota.

Mancell Second Addition shall vacate the plat of Mancell Addition recorded on December 1, 2020 at 3 P.M., in Book OP of plats, page 844 in the Office of the Register of Deeds, Codington County, South Dakota.

Revised Ordiances, City of Watertown Title 24: Subdivision of Land

Portions of this plat are located within the FEMA designated Special Flood Hazard Area (ŠFHA) Community Number 460016, Panel Number 46029C0315D effective 1/16/2009.

Check FEMA Flood Map Service Center for revisions to Panels.



December 2021 Scale: 1"=200' Monument Recovered

Monument Set

N 71'22'08" W

| Let. | Length | Radius | | | |
|------|--------|--------|--|--|--|
| Α | 24.5 | 30.0 | | | |
| В | 149.8' | 165.0' | | | |
| C | 50.0' | 165.0' | | | |
| D | 201.5 | 340.0' | | | |
| Ε | 35.9' | 50.0' | | | |
| F | 16.8' | 50.0' | | | |
| G | 28.4' | 50.0' | | | |
| Н | 36.1 | 75.0' | | | |
| 1 | 36.6' | 75.0' | | | |
| J | 27.1' | 75.0' | | | |

62.8' N20'43'58"W

| Curve Data | | | | | |
|------------|--------|--------|--|--|--|
| Let. | Length | Radius | | | |
| Α | 24.5 | 30.0' | | | |
| В | 149.8' | 165.0' | | | |
| С | 50.0' | 165.0' | | | |
| D | 201.5 | 340.0' | | | |
| Ε | 35.9' | 50.0' | | | |
| F | 16.8 | 50.0' | | | |
| G | 28.4 | 50.0' | | | |
| Н | 36.1 | 75.0' | | | |
| 1 | 36.6' | 75.0' | | | |
| J | 27.1 | 75.0' | | | |

CELL ADDITION

Easement

10' Utility

SANDY SHORES STATE PARK

10' Utility

Easement

GOV'T LOT 3 31-117-53

Lot 1

0.52 Acres 22833 Sq. Feet

85'57'00" E

Marty Mack Registered Land Surveyor Certified Federal Surveyor Land Surveying LC

Cell: (605) 880-3108 • Phone: (605) 878-2007 808 South Maple • Watertown, SD 57201 macklandsurveying@gmail.com

Report and Recommendation of the City Planning Commission to Change Zoning District Boundaries

To the City Council of the City of Watertown, Codington County, South Dakota:

The undersigned hereby certifies that the following is a true, correct and complete copy of a Resolution introduced, fully discussed, and approved and adopted during the duly called meeting of the City Planning Commission held on the 5th day of June 2025.

ORDINANCE NO. 25-07

BE IT RESOLVED by the City Planning Commission of the City of Watertown, South Dakota that:

WHEREAS, in accordance with §21.0505 and §21.0209 of Watertown's Revised Ordinances, the petitioner, Russell Warner, acting agent of Kampsco, LLC, the owners of the real property described as:

A portion of Lot 2 and all of Lots 3 and 4 of the plat entitled, "Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota" AND Lot 5A of the plat entitled, "Mancell Third Addition to the Municipality of Watertown, in the County of Codington, South Dakota".

Which a portion upon re-platting will be known as Lot 2B Replat of Lots 2, 3 and 4 of Mancell Second Addition to the Municipality of Watertown, in the County of Codington, South Dakota.

WHEREAS, has petitioned the City of Watertown, pursuant to Watertown Revised Ordinance §21.0209 for the adoption of an ordinance to change the zoning district boundaries of the City by changing the zoning of the above referenced real property from its current designation of *PUD Planned Unit Development* pursuant to Watertown Revised Ordinance §21.38.

WHEREAS, the City Planning Commission of the City of Watertown has reviewed the petition, investigated and determined that the proposed change in zoning district boundaries meets all requirements set forth by City ordinance and is in accordance with the orderly planned development of the City.

NOW, THEREFORE, the City Planning Commission of the City of Watertown does hereby recommend to the City Council of the City of Watertown that:

- 1) It adopt the Ordinance rezoning the above referenced property from *R-1 Single Family Residential District* pursuant to Watertown Revised Ordinance §21.14 to *PUD Planned Unit Development* pursuant to Watertown Revised Ordinance §21.38.
- 2) The above zoning designation be extended to the centerline of all adjacent public rights-of-ways.

I hereby certify that the above Ordinance No. 25-07 was duly adopted by the City Planning Commission of the City of Watertown.

Dated this 5th day of June 2025.

| City Plan | nning Commission | |
|-----------|------------------|--|