

## Hall County Regional Planning Commission

Wednesday, March 1, 2023 Regular Meeting

## Item F7

Public Hearing - Proposed Rezoning - Alda - Public Hearing regarding the rezoning for property located at the northeast corner of the intersection of 60th Road and Wildwood Drive

Staff Contact:

# PLANNING DIRECTOR RECOMMENDATION TO REGIONAL PLANNING COMMISSION:

February 20, 2023

**SUBJECT:** *Zoning Change* (C-20-23A)

**PROPOSAL:** To rezone property in southeast Alda east of 60<sup>th</sup> Road and south Schimmer Drive (south of the electric substation) from TA-Transitional Agriculture to I1-Light Industrial District, in the jurisdiction of the Village of Alda.

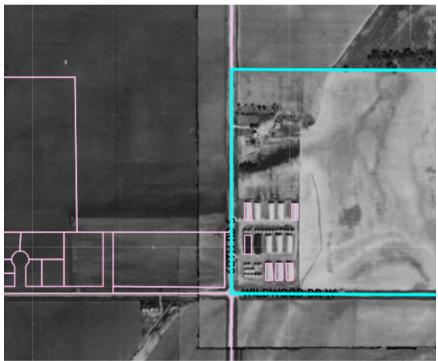
### OVERVIEW:

<u>Site Analysis</u>	
Current zoning designation:	TA Transitional Agriculture
Permitted and conditional uses:	TA – Farming, single family homes, green houses,
	parks and public service facilities.
Comprehensive Plan Designation:	Designated agricultural unless changed
Existing land uses.	Existing Quonset type storage buildings
Adjacent Properties Analysis	
Current zoning designations:	North, South and East: TA Transitional
Current Loning designations.	Agriculture
	West: R6-Single Family Residential
	<i>Permitted and conditional uses:</i> R6 – Residential
	uses on lots of at least 6000 square feet with a
	density of less than 12 units per acre. Parks,
	hospitals, rest homes schools and churches are also
	allowed in this district. TA – Farming, single family
	homes, green houses, parks and public service
	facilities.
Comprehensive Plan Designation:	North, South and East Designated agricultural
	uses
	West; Designated for residential development.
Existing land uses:	North: Agriculture
	West: Residential
	East: Agriculture
	South: Agriculture

#### **EVALUATION:**

#### **Positive Implications**:

- Consistent with the City's Comprehensive Land Use Plan (with proposed amendment): The subject property is proposed for industrial development.
- *Consistent with the existing roads:* 60<sup>th</sup> Road and Wildwood Drive would both support industrial uses.
- *Supported by existing Infrastructure*: This location is not served by the village sewer lines. This would allow alternate uses (non-residential) that would not require sewer.
- *Consistent with existing uses:* These Quonset style storage units have been at this location since at least 1957 and used by multiple people for many years. This change brings the existing use into conformance with the zoning.



Aerial photo from 1957 showing the Quonset Buildings at 60<sup>th</sup> and Wildwood

#### **Negative Implications:**

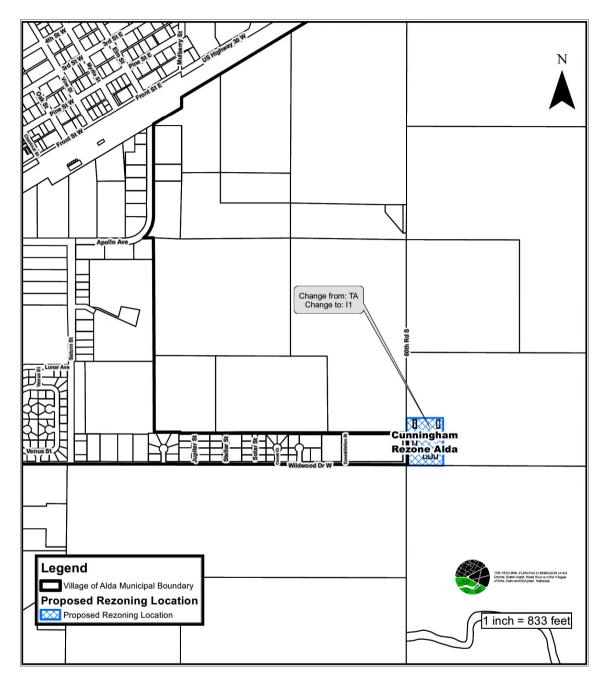
• None foreseen.

#### **RECOMMENDATION:**

That the Regional Planning Commission recommend that the Village of Alda change the zoning on this site from TA Transitional Agriculture to L1 Light Industrial District as shown on the attached map.

\_\_\_\_ Chad Nabity AICP, Planning Director

Proposed Rezoning Area



#### HALL COUNTY REGIONAL PLANNING COMMISSION SUBDIVISION APPLICATION

This application must be submitted a minimum of 20 calendar days prior to a planning commission meeting to be considered at that meeting. Planning Commission meetings are typically held on the first Wednesday of the month.

Owners Information
NameEstate of Norma J. Cunningham-John Cunningham PR
Address P.O.Box 2015
City <u>Frederiksted</u> , State <u>V.I.</u> Zip <u>00841</u>
Phone_340-227-9316
Attach additional information as necessary for all parties listed as an owner on the plat and any other parties such as partners Deed of Trust holders, etc
All owners, lien holders, etc. will be required to sign the dedication certificate on the final plat. As the applicant for this subdivision I do hereby certify that I have provided complete information regarding the ownership of the property included in this application:
By: Ruhter Auction & Realty-Ryan Samuelson Date: 01/26/2023
(Applicant) Surveyor/Engineers Information
Surveyor/Engineering FirmKrueger Land Surveying
Address 2837 W. Hwy 6 #204
City Hastings , State NE Zip 68901
Phone 402-984-2176
Surveyor/Engineer Name Tom Krueger License Number 448
SUBDIVISION NAME: Cunningham Subdivision
Please check the appropriate location
✓ Hall County
The City of Grand Island or 2-Mile Grand Island Jurisdiction
The City of Wood River or 1 Mile Jurisdiction
Village of Alda or 1 Mile Jurisdiction
Village of Cairo or 1 Mile Jurisdiction
Village of Doniphan or 1 Mile Jurisdiction
Please check the appropriate Plat
Preliminary Plat
Number of Lots 1
Number of Acres 5
Checklist of things Planning Commission Needs
AutoCAD file (Scaled 1:100) and a PDF sent to rashadm@grand-island.com
10 + 15* copies if in City limits or the two mile jurisdiction of Grand Island
5 + 15* copies if in Hall County, City of Wood River, Village of Cairo, Doniphan or Alda.
Closure Sheet
Utilities Sheet
Receipt for Subdivision Application Fees in the amount of \$
* 15 Pages are to be printed on 11X17, larger sizes maybe requested if needed

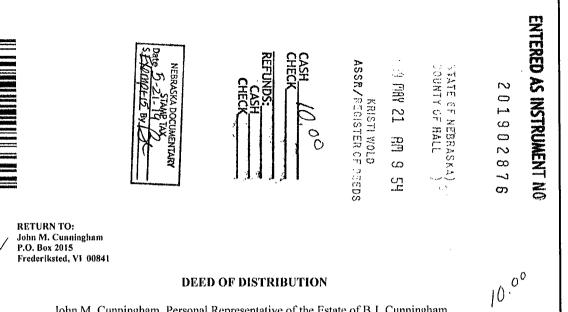
Providing false information on this application will result in nullification of the application and forfeiture of all related fees. If you have any questions regarding this form or subdivision regulations administered by the Hall County Regional Planning Department call (308) 385-5240.

### APPLICATION FOR REZONING OR ZONING ORDINANCE CHANGE

Check Appropriate Location: RPC Filing Fee				
<ul> <li>☐ City of Grand Island and 2 mile zoning jurisdiction</li> <li>☑ Alda, Cairo, Doniphan, Wood River and 1 mile zoning jurisdiction</li> <li>☑ Hall County</li> </ul>		(see reverse side) <i>plus Municipal Fee*</i> \$50.00 *applicable only in Alda, Doniphan, Wood River		
A. Applicant/Registered Owner Information (pleas	se print):			
Applicant Name Ruhter Auction & Realty, Inc.	Phone (h)	(w) <u>402-463-8565</u>		
Applicant Address 2837 W. Hwy 6 Hastings, NE 68901				
Registered Property Owner (if different from applicant) John M	1. Cunningham, PR	(Norma J. Cunningham Estate)		
AddressP.O.Box 2015 Frederiksted, V.I. 00841	Phone (h)	(w) <u>340-227-93</u> 16		
B. Description of Land Subject of a Requested	Zoning Change:			
Property Address Parcel ID 400216450		·		
Legal Description: (provide copy of deed description of property) Lot Block Subdivision Name		, and/or		
All/Part PRT ¼ of Section 4 TWP 10 RGE	<u>10</u> W6PM			
C. Requested Zoning Change:				
1. Property Rezoning (yes) (no) (provide a properly scaled map of property to be rezoned)				
From Transitional Ag	to Light Industrial			
2. Amendment to Specific Section/Text of Zoning Ordinance (yes_) (no_) (describe nature of requested change to text of Zoning Ordinance)				
	22 - 12 - 12 - 11 - 11 - 11 - 11 - 11 -			
D. Reasons in Support of Requested Rezoning	or Zoning Ordina	ance Change:		
NOTE: This application shall not be deemed comple	ete unless the follo	wing is provided:		
<ol> <li>Evidence that proper filing fee has been submitted.</li> <li>A properly scaled map of the property to be rezoned (if ap 3. The names, addresses and locations of all property owner of the property to be rezoned (if the property is bounded if</li> </ol>	rs immediately adjace	ent to, or within, 300 feet of the perimeter		
<ul><li>property to be rezoned).</li><li>4. Acknowledgement that the undersigned is/are the owner(property which is requested to be rezoned:</li></ul>	s), or person authoriz	ed by the owner(s) of record title of any		
(D)	hearing will be held	for this request*		
Signature of Owner or Authorized Person	v applicable municipal fi			
Office. RPC filing fee must be submitted separately to the Hall County Treasurer's Office (unless application is in Grand Island or its 2 mile zoning jurisdiction, then the RPC filing fee must be submitted to the G.I. City Clerk's Office).				

Application Deemed Complete by RPC: mo.\_\_\_\_day.\_\_\_\_yr.\_\_\_\_Initial\_\_\_\_\_

RPC form revised 10/23/19



#### DEED OF DISTRIBUTION

John M. Cunningham, Personal Representative of the Estate of B.J. Cunningham, Deceased, Grantor, conveys and releases to John M. Cunningham, an undivided one-fifth (1/5) interest; Ann Brondel, and undivided one-fifth (1/5) interest; Jane Cunningham, an undivided one-fifth (1/5) interest; Mark Cunningham, an undivided one-fifth (1/5) interest; Emily Jones, an undivided one-tenth (1/10) interest, and Katy Bentzinger, an undivided one-tenth (1/10) interest, Grantees, whether one or more, as tenants in common, and subject to a life estate in favor of Norma J. Cunningham for and during her natural lifetime, the following described real property:

An undivided one-half (1/2) interest in all of the North Half of the Northeast Quarter (N<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>) of Section Eighteen (18), Township Ten (10) North, Range Eleven (11), West of the 6th P.M. in Hall County, Nebraska

An undivided one-half (1/2) interest in the South Half of the Southwest Quarter (S½ SW¼) of Section Twenty-Two (22), Township Eleven (11) North, Range Twelve (12) West of the 6th P.M. in Hall County, Nebraska



An undivided one-half (1/2) interest in the South Half of the Southwest Quarter (S½ SW¼) of Section Four (4), Township Ten (10) North, Range Ten (10) West of the 6th P.M. in Hall County, Nebraska, subject to a lease in favor of Commodity Credit Corporation on a five (5) acre tract located thereon.

Subject to easements, reservations, covenants, and restrictions of record.

Grantor has determined that the Grantees are the persons entitled to distribution of the real estate from said estate. Grantor covenants with Grantees that Grantor has legal power and lawful authority to convey and release the same.

Dated this  $\underline{2}$  / day of May 2019.

John M./Cunningham Personal Representative of the Estate of B.J. Cunningham, Deceased

STATE OF NEBRASKA

COUNTY OF HALL

On this 1 day of May 2019, personally appeared before me John M. Cunningham, Personal Representative of the Estate of B.J. Cunningham, Deceased, who executed the foregoing Personal Representative's Deed and acknowledged the same to be his voluntary act and deed.

GENERAL NOTARY - State of Nebraska DEBORAH R. RITTER My Comm. Exp. October 20, 2019

) )ss:

)

## Property owners within 300 ft

Donald & Emily Soderman 6120 W. Wildwood Dr. Alda, NE 68810

Located directly west of the subject property