

CASCADE COUNTY COMMISSION MEETING
August 12, 2021
Via Zoom and Conference room attendees
11:00 A.M.

Commission
Journal #61

Notice: Pursuant to MCA 2-3-212(1), the official record of the minutes of the meeting is in audio form, located at cascadecountymt.gov and the Clerk and Records Office. This is a written record of this meeting to reflect all the proceedings of the Board. MCA 7-4-2611 (2) (b). Timestamps are indicated below, in red, and will direct you to the precise location should you wish to review a specific agenda item audio segment. These were officially approved on August 24, 2021.

Commission : Chairman Joe Briggs, Commissioner Jim Larson, and Commissioner Don Ryan.

Staff: Joseph Cik,- Deputy County Attorney, Charity Yonker- Planning Director, Anna Ehnes- Planning, Amber Hobbs- Planner, Tenlee Atchison- Cascade County Conservation District Administrator, Bonnie Fogerty-Commission and Michelle Bruner -Deputy Clerk & Recorder

Public: Gary S Deschens, Stephen Tylinski, Rhonda Tylinski, Ronda Wiggen, Rita Sands, Dan Sands, Tenlee Atchinson-

Call to Order : Chairman Briggs called the meeting to order at 11:00 a.m.. **00:17**

Agenda Item #1 Public Hearing

Stephen and Rhonda Tylinski Appeal of Floodplain Administrative Decision regarding unpermitted floodplain work conducted on Parcels No. 4557900 and 4531900 located in Zone A of the Regulated Flood Hazard Area as shown on Flood Insurance Rate Map Panel 30013C0250E.

Close the Commission Meeting:

Chairman Briggs closed the Regular Commission Meeting at 11:04 a.m. **01:30**

Open the Public Hearing:

Chairman Briggs opened the Public Hearing at 11:04 a.m. **01:30**

Waived Reading of Public Notice:

The reading of the Public Notice was waived without objection. **01:45** (See Exhibit A)

Staff Report: 2:03-09:37

Joe Cik, Deputy County Attorney, provides Staff Report.

Anna Ehnes, Planning, provides further details

Call to Appellants :

Gary S Deschens- Attorney, Stephen and Rhonda Tylinski- Land Owners. **09:30-32:26**

Exhibit #1 Letter of December 28,2020 **10:30**

Exhibit #2 Easement Reel:338 Document:935 recorded September 13, 2000 **11:30**

Exhibit #3 Letter of April 21,2021 **13:55**

Exhibit #4 Letter of May 20, 2021 **17:25**

Joe Cik- County Attorney response **32:27**

Call for Informational / Additional Witnesses :

Mrs. Rita Sands **34:50**

Exhibit#5 Photos submitted by Mrs. Rita Sands **36:42**

Charity Yonker- County Planning Director **47:19**

Tenlee Atchison- Cascade County Conservation District Administrator **54:08**

Discussion/Question & Answer : 1:00:00-1:39:00

Proposal to Opposing Sides: 1:39:09

Presented by Chairman Joe Briggs for Attorney Gary Deschens and the County Attorney Joe Cik work out some sort of statement from the county that would make Tylinski's and their attorney comfortable with proceeding down the road of the permit application.

Close to Public Hearing:

Chairman Briggs closed the Public Hearing at 12:45 p.m. **1:42:44**

Resume Regular Commission Meeting:

Chairman Briggs re-opened the Commission Meeting at 12:45 p.m. **1:42:50**

Agenda Item #1 continued:

No decision made today, will schedule future meeting in about one week. **1:42:57**

Agenda Item #2 1:43:57

Public Comment on any public matter that is not on the meeting agenda, and that is within the Commissioners ' jurisdiction. (MCA 2-3-103) None

Adjournment: Chairman Briggs adjourned this Commission Meeting at 12:46 p.m. **1:44:11**