

SECTION 5-6: ESSENTIAL SERVICES

- A. Since essential and transmission services defined by this Ordinance may have an effect upon urbanizing areas of the county, county land uses, highway location, park and recreation areas, preservation of natural environmental areas, lakes, streams, and rivers, the proposed location of all such essential and transmission services in any zoning district shall be filed with the County prior to commencement of any condemnation action or construction by the owner.

Any essential service line, essential service structure, or utility facility proposed to be installed within 100 feet of the road centerline of a County maintained roadway in Pipestone County, shall first have the written approval of the County Engineer or written approval of the Pipestone County Board prior to installation.

- B. Transmission services, i.e. utility service such as high voltage (35 KV or greater) electrical power, cell towers, or bulk gas or fuel being transferred from station to station and not intended for enroute consumption shall follow the following procedure:
1. The owner shall file with the County Engineer and the County Zoning Administrator such maps indicating the location, alignment and type of service proposed as well as an Environmental Impact Statement indicating areas of conflict and solutions to such environmental conflicts as shall be required.
 2. All maps and accompanying data submitted to the Zoning Administrator shall be forwarded to the County Planning Commission along with the Administrator's and Engineer's reports for review and recommendation regarding the relationship to urban growth, land uses, highway, environment, recreation and park areas.
 3. Following such review, the County Planning Commission shall make a report of its findings and recommendations on the proposed transmission services and shall file such report with the County Board.
 4. Upon receipt of the report of the County Planning Commission of the planned essential transmission services, the Board of County Commissioners shall consider the maps and accompanying data and shall indicate to the owner its approval or modifications considered desirable under the Ordinance.
 5. Recognizing a need for timely and adequate service by owners of essential services, the County shall act upon all information filed within forty-five (45) days of receipt by the Zoning Administrator and Engineer. In the process of deliberation, the County can call upon such sources of information public or private as they deem necessary to clarify problems and otherwise provide information necessary to their decision.
- C. Any application for a permit for essential services, i.e. services such as power, gas or fuel for immediate local distribution to the general public within the County shall follow the following procedure:

1. The applicant shall file with the County Engineer, on forms supplied by the County, an application for such permit accompanied by maps indicating the locations, alignment and type of service proposed.
 2. The application and accompanying data shall be reviewed by the County Engineer and the County Engineer may issue the permit after determining that the application is acceptable and in the best interest of the County.
 3. The County Engineer may require in conjunction with the issuance of such permit that:
 - a) The applicant submit as-built drawings of the essential service after construction.
 - b) The applicant construct the essential service to take into consideration contemplated widening, regrading or relocation of a county highway or county state aid highway.
 4. Recognizing the need for adequate and timely service by owners of essential services, the County Engineer shall act upon all information filings or permit applications at the earliest opportunity.
- D. Temporary distribution services to residents and similar structures may be made prior to application for or issuance of a permit for essential services as described above, however, if such services are to be made permanent, or if permanent service is to be installed, application for such services must be made to the County Engineer within five (5) working days from the date of installation of the temporary services and shall become subject to issuance of said permit.
- E. A filing fee shall be charged for each application for essential services, the amount of such application fee to be determined annually by the County Board.