

**ARTICLE 11.50
EO EROS OVERLAY DISTRICT**

(adopted 1/10/12 MC16-117-12)

SECTIONS:	11.50.01	Intent
	11.50.02	Boundaries of District
	11.50.03	Height Restrictions
	11.50.04	Variance
	11.50.05	General Regulations
	11.50.06	Notification

11.50.01 INTENT. This district is intended to preserve a clear line of sight for satellite operations at the Earth Resources Observation and Science (EROS) Center. Restrictions shall apply to land use activities which have the potential to interfere with the Center’s ability to support satellite missions.

The EROS Overlay District is superimposed on all zoning districts established by this ordinance. It is not intended that these regulations interfere with, abrogate, or annul any other rules or regulations of this ordinance, except that if the EROS Overlay District imposes a greater restriction than the underlying zoning district regulations, they shall control.

11.50.02 BOUNDARIES OF DISTRICT. The boundaries of the EROS Overlay District are shown upon the map which has been made a part hereof by reference. The map shall have the same force and effect as if it were set forth herein. A copy of the map is on file with the Register of Deeds.

11.50.03 HEIGHT RESTIRCTIONS.

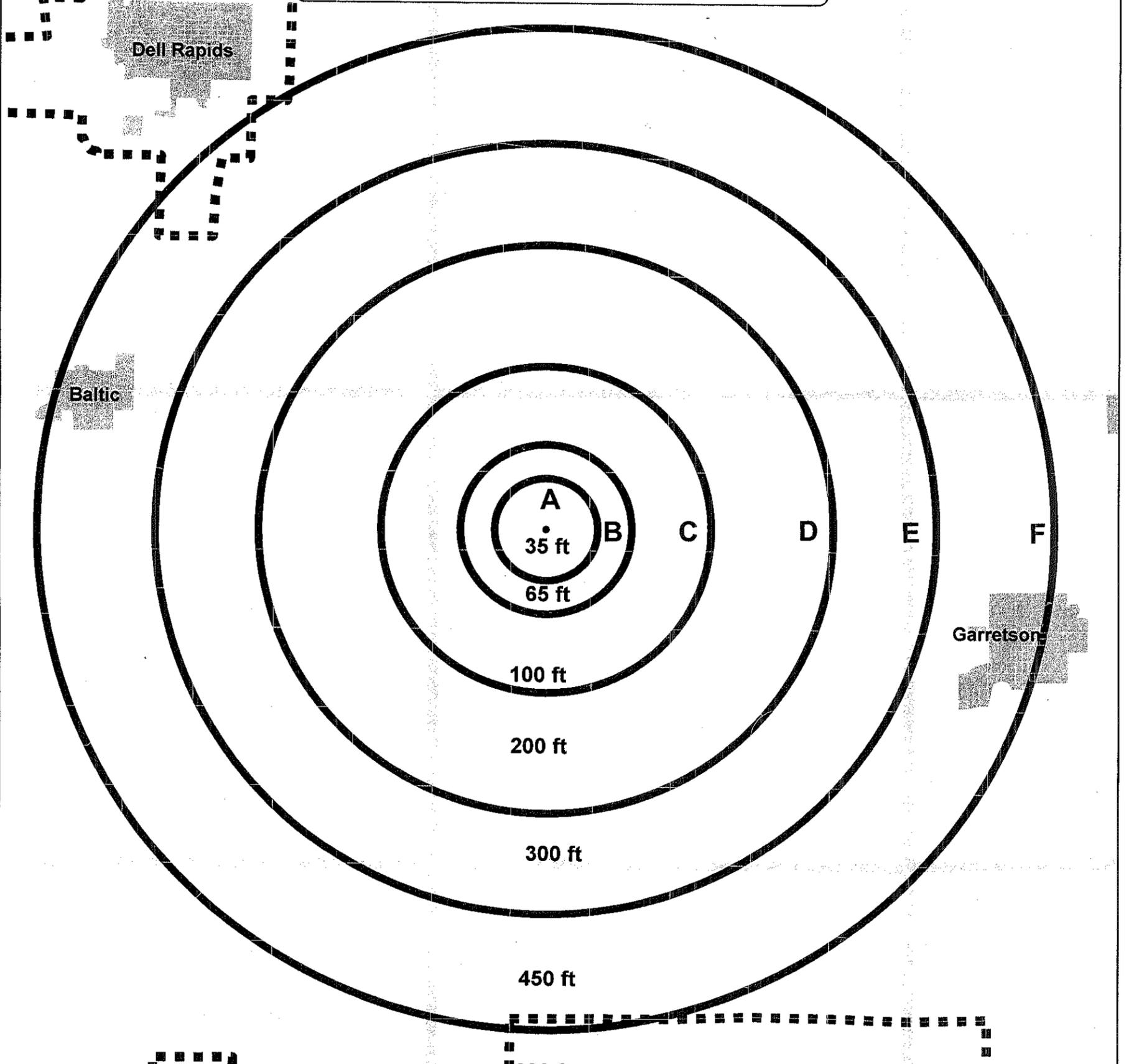
- Area A. No structure shall exceed 35 feet in height, as measured from ground level.
- Area B. No structure shall exceed 65 feet in height, as measured from ground level.
- Area C. No structure shall exceed 100 feet in height, as measured from ground level.
- Area D. No structure shall exceed 200 feet in height, as measured from ground level.
- Area E. No structure shall exceed 300 feet in height, as measured from ground level.
- Area F. No structure shall exceed 450 feet in height, as measured from ground level.

11.50.04 VARIANCE. Application for a variance may be made to the Zoning Board of Adjustment as outlined in Article 21.00 of this ordinance.

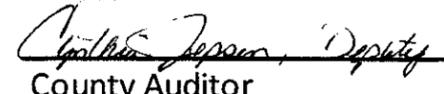
11.50.05 GENERAL REGULATIONS. Where the regulations of EROS Overlay District and any other rules and regulations conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

11.50.06 NOTIFICATION. EROS Data Center shall be noticed by certified mail of all height variance applications within boundaries of the EROS Overlay District. Notification shall be made by the applicant and proof of mailing submitted to the Planning Department prior to the Zoning Board of Adjustment meeting.

EROS Overlay District



 1-10-12
 Chair Date
 Board of County Commissioners

 Attest
 Deputy
 County Auditor

 11/28/11
 Chair Date
 Minnehaha County Planning Commission