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STATEMENT OF ISSUE PRESENTED

Whether City Zoning Ordinance 60-08 violates the South Dakota State Constitution.

The Trial Court held that City Zoning Ordinance 60-08 violates the South Dakota State Constitution.

Sioux Falls City Zoning Ordinance 60-08, Section 6, Subdivision 4.

S.D. Const. art. III, § 26.

Marion v. Schoenwald, 2001 SD 95, 631 N.W.2d 213.

City of Brookings v. Winker, 1996 SD 129, 554 N.W.2d 827.