

Main and Sanitary Sewer Reconstruction, Project No. 12-1980 / CIP No. 50826, in the amount of \$89,310.00.

18. No. PW101513-09 – Approve Renewal of Contract with G.J. Holsworth and Son Inc. for Snow Removal Operations for one year for City Lots 4, 5, 6-2, 7, 8 and 9.
19. No. PW101513-10 – Approve with the Requirement to Sign a Waiver of Right to Protest (WORP) a Request from Bob Brandt for a Variance to Waive the Requirement to Install Sidewalk along Cliff Drive for the property located at 4250 Cliff Drive per City Ordinance 12.08.060.
20. No. PW101513-11 – Approve Request for Authorization to Seek Proposals for Architectural Engineering (AE) Services for Rushmore Plaza Civic center Arena Expansion Project #13-2132 CIP#51018.
21. No. PW101513-17 – Approve Request for Authorization to Seek Proposals for Construction Manager at Risk (CMaR) Services for Rushmore Plaza Civic center Arena Expansion Project #13-2132 CIP#51018.
22. No. PW101513-12 – Authorize Mayor and Finance Officer to Sign No-Build Easement with John Walker and Kitty Walker Concerning Property located at 1608 Pevans Parkway.
23. No. 13TP051 – Authorize staff to advertise a Request for Proposals for a Long Range Transportation Plan Origin and Destination Study in an amount not to exceed \$75,000.
24. No. 13TP052 – Authorize staff to advertise a Request for Proposals for a Long Range Transportation Plan Market Research Study in an amount not to exceed \$90,000.
25. No. VF093013-09 – Approve no change to the Phase I Soccer Rapid City funding allocation.
26. No. PW101513-13 – Acknowledge Update on Winter Storm Atlas Cleanup Operations Report
27. No. PW101513-14 – Approve with the Requirement to Sign a Waiver of Right to Protest an Exception Request to Waive the Requirement to Design/Build the Balance of Sandra Lane to the East Boundary of Lazy P-6 Property.
28. No. PW101513-15 – Acknowledge Update on Star Village Hill Erosion Issues Report.
29. No. PW101513-16 – Acknowledge discussion on Red Dale Traffic Calming Project Speed Bumps.

Legal & Finance Committee Consent Items

30. No. LF101613-01 - Confirm Appointment of Rich Huffman to Fill the Unexpired Term of Charles Summers to the Rapid City Regional Airport Board of Directors
31. No. LF101613-02 – Acknowledge Event Permit from Destination Rapid City for Free Parking in Downtown BID District from 7:00 a.m. to 6:00 p.m. on November 29-30, 2013
32. No. LF101613-03 – Acknowledge Event Permit for Festival of Lights Parade on November 30, 2013
33. No. LF101613-04 – Authorize Mayor and Finance Officer to Sign Agreement between the City of Rapid City and Bair Analytics, Inc. for Crime Statistics Analytical Services and Approve Transfer of \$70,000 in 2014 Budget from Wages and Benefits to Professional Services

Johnson Ted

From: Centrline@aol.com
Sent: Monday, September 30, 2013 7:37 AM
To: Tech Dale; Johnson Ted; Lecy Nicole; Fisher Vicki
Cc: proinc11@yahoo.com
Subject: Lazy P6 Design Exception Denial

Hi

Lazy P6 would like this placed on the next available PWC agenda.

They have several questions, including when did DE requests become like rezoning - neighbors get to object? The neighbor objects to P6 giving them the latitude to set an H/V for Elm that is acceptable to them?

Also, could one of you copy the Elm St WORP that accompanied the original Gemstone Plat and link it to the PWC item? Also, a snapshot of the MSP in this area that shows Elm St north well off the property line.

P6 wants you to confirm that the request was for Sandra, which is not on the adjoining property at all.

Please call with questions and advise of scheduling progress. Thanks.

lmk

REQUEST FOR EXCEPTION TO
RAPID CITY DESIGN STANDARD / CRITERIA / REGULATIONS

PROJECT Lazy P6 Land Company: Ph 3A Sandra Lane Extension - (proposed) Lot 20, Blk 1

DATE: 8/28/13 **SUBMITTED BY:** Centerline for Lazy P6 Land Co.

PIN #: 64712 NE quadrant of Sandra Lane and Topaz Lane: Gemstone Subdivision

LEGAL DESCRIPTION:

GL 1 LESS GEMSTONE SUB, LESS NORTH 80 SUB, LESS LOT H-1 AND LESS ROW; GL 2 LESS NORTH 80 SUB, LESS PT DESCRIBED BY METES AND BOUNDS (AKA BHP LOT 1), LESS LOTS H2, H3, H4 AND LESS ROW Sec 19, R8E BHM

EXCEPTION REQUESTED: SECTION 16.16.040 **STD / CRITERIA / REG** REG.

DESCRIPTION OF REQUEST: WAIVE the requirement to design/build the balance of Sandra Lane to the east boundary of Lazy P6 Property.

JUSTIFICATION:

(Please use back of sheet if additional room is needed) Future Elm St adjacent to this location is neither designed nor scheduled.

The future intersection requires a multi-barrel box culvert and downstream conveyance element per the South Truck Drainage Basin Plan. Significant input will be required from the adjoining owner. The current 195' +/- gap between Sandra and Future Elm will be needed to provide as many design options as possible. This is similar to the east end of E. Stumer.

SUPPORTING DOCUMENTATION: ☒ **Yes** ☐ **No**

PROPERTY OWNER'S SIGNATURE:** *[Signature]* **DATE:** 09-12-13

**Or Agent, if previously designated by the Owner in writing.

-----FOR STAFF ONLY-----

STAFF COMMENTS: the proposed platting of lot 20 only impacts app. 60' of Sandra Lane adjacent to the southern limits of lot 20. The adjacent property owners to the east are currently exploring options to develop their property and have stated their opposition to waiving Subdivision in procurements that adjoin their property.

STAFF RECOMMENDATION: Deny. There are currently no platting related requirements to extend Sandra Lane beyond the limits of lot 20, and Sandra Lane should be extended to the limits of lot 20 to prevent future hardships on the future owner of

REVIEWED BY: *[Signature]* **DATE:** 9-25-13 lot 20.

AUTHORIZATION:

☐ **APPROVED**

☒ **DENIED**

RECEIVED

[Signature]
COMMUNITY PLANNING DIRECTOR

9/25/2013
DATE SEP 13 2013

☐ **APPROVED**

☒ **DENIED**

9/25/13
ENGINEERING SERVICES

[Signature]
PUBLIC WORKS DIRECTOR*

DATE

FILE #: _____

Revised 08/3/12

ASSOCIATED FILE#: _____

*Public Works Director's signature is not required for Lot Length to Width Exceptions, Ordinance No. 5434.



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701

Public Works Department Engineering Services Division

300 Sixth Street

Telephone: (605) 394-4154 FAX: (605) 355-3083

Web: www.rcgov.org

September 25, 2013

Mr. Lawrence Kostaneski
Centerline, Inc.
P.O. Box 7597
Rapid City, SD 57702

Re: Request for Exception to waive the requirement to design/build the balance of Sandra Lane to the eastern limits of Lazy P-6 property.
Located in a portion of Government Lot 1, Section 19, T1N, R8E, B.H.M., Pennington County, SD

Dear Mr. Kostaneski,

The Request for Exception to Section 16.16.040 of the Rapid City Municipal Code of Ordinances to waive the requirement to extend Sandra Lane as it abuts future Lot 20 is denied.

Section 16.16.040 of the Municipal Code states in part "*Where appropriate, proposed streets shall be extended to the boundary lines of the tract or parcel to be subdivided in order to ensure access to adjoining parcels. Property abutting a proposed subdivision shall not be left land-locked by such proposed subdivision. ...*". Currently there are no platting related requirements to extend Sandra Lane beyond the southern limits of proposed Lot 20. The approximately sixty foot extension of Sandra Lane adjacent to proposed Lot 20 should be completed in conjunction the platting of Lot 20 to prevent future hardship on the future owner of Lot 20.

Additionally, the Owners of the property immediately east of Lazy P-6 property are exploring options for development of their property and have stated their opposition to waiving any subdivision improvements adjacent to their property.



EQUAL OPPORTUNITY EMPLOYER

The denial of this exception request may be appealed to the City Council by requesting it be placed on the next Public Works Committee agenda. Please contact the Public works Engineering Department if you desire to appeal. The City Council has final approval of exception requests.

Sincerely,

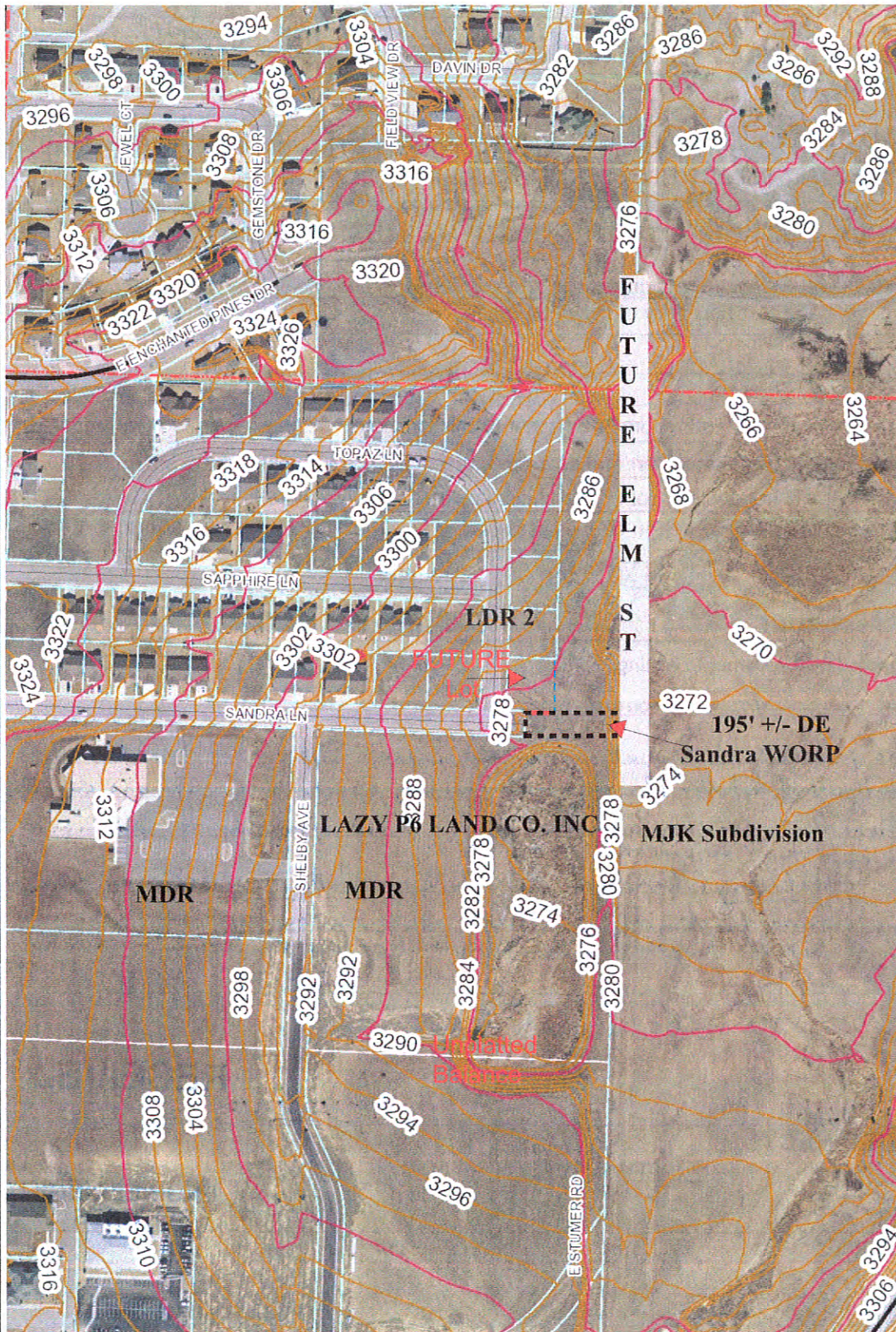
City of Rapid City

A handwritten signature in black ink, appearing to read "Ted Johnson", written over a horizontal line.

Ted Johnson
Project Manager

Encl: As noted.

Cc: Files



Legend

- Roads
 - Interstate
 - US highway
 - SD highway
 - County highway
 - Main road
 - Minor arterial
 - Collector
 - Ramp
 - Paved road
 - Unpaved road
 - Unimproved road
 - Trail
 - FS Highway
 - Airport Runway
 - Not yet coded
- City Contour Lines
 - Index
 - Intermediate
- Lot Lines
 - <Null>
 - Lot Line
 - Parcel Line
- Township/Section Lines
 - 0
 - 7
- County Line

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SEP 13 2013

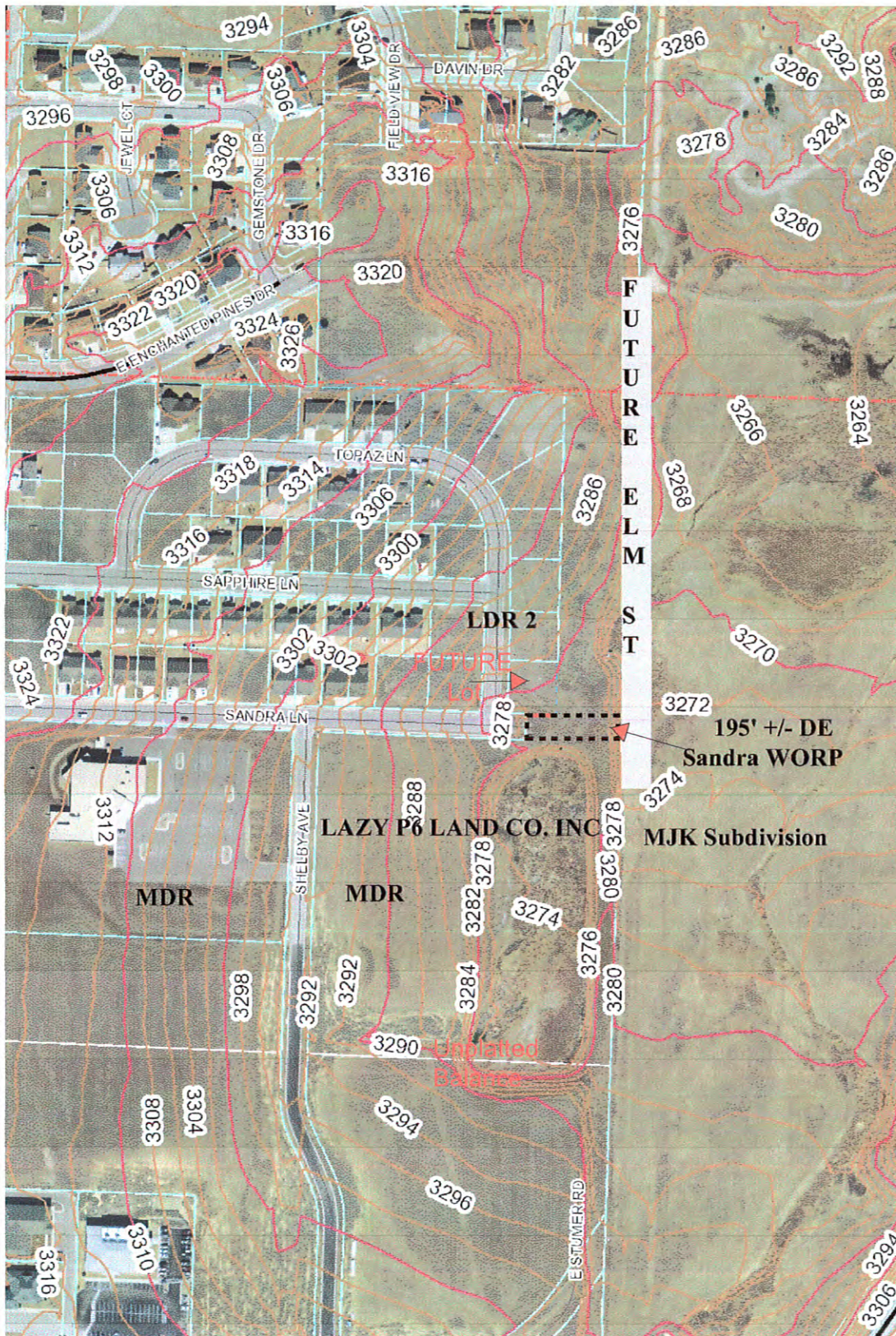
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Scale: 1: 3,600

Map Notes:

DISCLAIMER: This map is provided 'as is' without warranty of any representation of accuracy, timeliness, or completeness. The burden for determining accuracy, completeness, timeliness, merchantability, and fitness for or the appropriateness for use rests solely on the user. Rapid City and Pennington County make no warranties, express or implied, as to the use of the map. There are no implied warranties of merchantability or fitness for a particular purpose. The user acknowledges and accepts the limitations of the map, including the fact that the data used to create the map is dynamic and is in a constant state of maintenance, correction, and update. This document does not represent a legal survey of the land. There are no restrictions on the distributions of printed Rapid City/Pennington County maps, other than the City of Rapid City copyright/credit notice must be legible on the print. The user agrees to recognize and honor in perpetuity the copyrights and other proprietary claims for the map(s) established or produced by the City of Rapid City or the vendors furnishing said items to the City of Rapid City.



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- ☐ County Line

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Scale: 1: 3,600

Map Notes:

600.0 0 300.00 600.0 Feet

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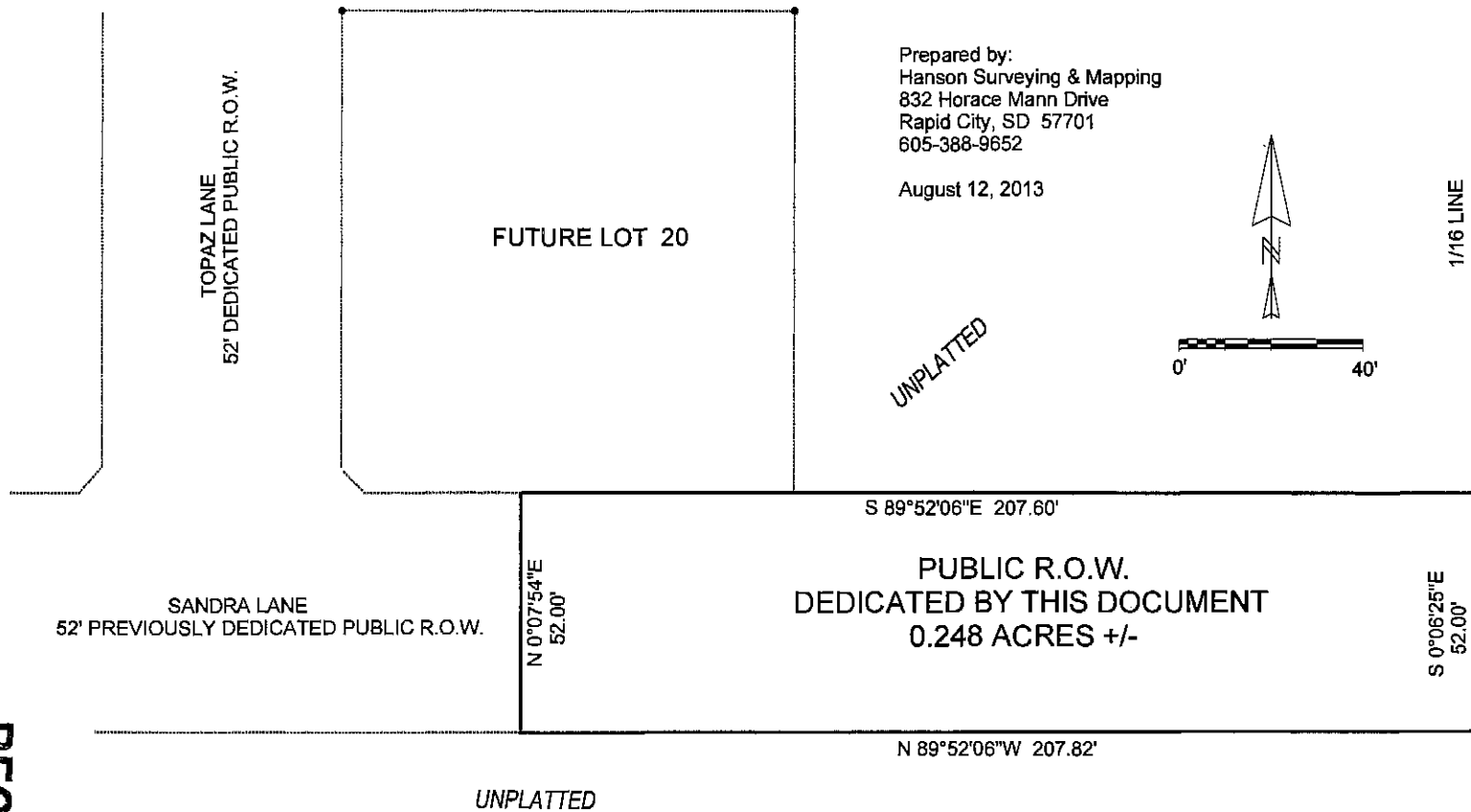


EXHIBIT A

Lazy P6 Sandra Lane WORP 13-0912

METES AND BOUNDS: SANDRA LANE DESIGN EXCEPTION

Commencing from the southeast corner of Lot 19 in Block 1 of Gemstone Subdivision.
Thence S00°07'54"W a distance of 105.00' to the Point of Beginning. Thence
S89°52'06"E a distance of 148.10', thence S00°06'25"E a distance of 52.00', thence
N89°52'06"W a distance of 207.82', thence N00°07'54"E a distance of 52.00', thence
S89°52'06"E a distance of 59.5' to the Point of Beginning. Said parcel containing 0.248
acres more or less.

*Hanson Surveying and Mapping
Michael D Hanson, RLS
834 Horace Mann Dr
Rapid City, SD 57701
9/12/13*

RECEIVED

SEP 13 2013

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