



Cindy Mohler
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Date: March 26, 2019
To: Vicki Fisher, RC Planning/Box Elder Planning; Cindy Mohler, Auditor
From: Lori Severson, Election Supervisor
Re: Proposed STONECREST ROAD District

A request for formation of a road district has been received by Pennington County. A copy of the petition packet is enclosed for reference. For the formation process and to assure an accurate legal description to match the County's taxation records, we have our Equalization Department prepare the legal description and a map, instead of a survey.

According to SDCL 31-12A-5.1 any territory within the City's subdivision jurisdiction (3-mile limit) attempting to form a road district must first be approved by that city.

31-12A-5.1. Territory within or without subdivision jurisdiction of municipality--Requirement for approval of petition. If any territory is within the subdivision jurisdiction of a municipality, the petition for the incorporation described in § 31-12A-3 shall first be submitted to the municipality's governing body for approval at its discretion, and upon approval shall be presented to the county board of commissioners. If any territory is outside the subdivision jurisdiction of a municipality, but within the subdivision jurisdiction of the county, the board may, subject to its discretion, approve the petition pursuant to § 31-12A-5. However, if any territory is not within the subdivision jurisdiction of a municipality or the county then the county board shall approve the petition pursuant to § 31-12A-5.

Ernie Garcia is the contact for this proposed road district. His contact email is garciafromsd@rap.midco.net and phone number of 605-391-3407. Please contact him if an appearance is needed.

Please process this request through the City Council for approval or rejection. A sample resolution is included.

Please keep me updated on the progress as the request for approval goes through the City's procedures. I will need a copy of the minutes and a signed resolution, if approved, so I can complete the request of formation for this district.

Please let me know if I can provide further information. Thank you in advance for your assistance.

Enclosure