

Planning and Zoning Commission Regular Meeting Agenda

Wednesday, June 07, 2023 at 4:00 PM

City Hall, 102 Sherman Street, Deadwood, SD 57732

- 1. Call to Order
- 2. Roll Call
- 3. **Approval of Minutes**
 - a. Approval of May 17, 2023 Minutes
- 4. Sign Review Commission
 - <u>a.</u> 685 Main Street Rich Turbiville Install new projecting sign on Deadwood Street facade

Action Required:

a. Approval/Denial by Sign Review Commission

5. Planning and Zoning Commission

- a. Temporary Vendor Application 629 Main Street Ray Drea Ray Drea Studios LLC
- <u>b.</u> Consider preliminary boundaries and zoning for Phase 3 in the Palisades Tract of Deadwood Stage Run Addition.
- c. Consider Preliminary Plat for Phase 3 in the Palisades Tract of Deadwood Stage Run Addition.
- d. Final Plat of Creating Property Lines Stage Run Deadwood Stage Run, LLC (William Pearson)

PLAT OF LOTS 11 REVISED, 12 REVISED, 13 REVISED, 14 REVISED, 18A REVISED, 20 REVISED, 30 REVISED AND 31A REVISED, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOT 11, 12, 13, 14, 18A, 20, 30, AND 31A, BLOCK 2 ALL LOCATED IN THE SW1/4 OF SECTION 14, THE SE1/4 OF SECTION 15, THE NE1/4NE1/4 OF SECTION 22 AND THE N1/2NW1/4 OF SECTION 23, T5N, R3E, B.H.M. CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

Action Required:

a. Approval/Denial by Planning and Zoning Commission

e. Final Plat for lots in Phase 3 of Stage Run Addition - William Pearson

PLAT OF LOTS 13, 14, 15, BLOCK 3A AND DEDICATED PUBLIC RIGHT OF WAY OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOT 25B, BLOCK 2 AND A PORTION OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION ALL LOCATED IN THE SW1/4 OF SECTION 14, THE SE1/4 OF SECTION 15, THE NE1/4NE1/4 OF SECTION 22 AND THE

N1/2NW1/4 OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

Action Required:

- a. Approval/Denial by Planning and Zoning Commission
- 6. **Items from Citizens not on Agenda** (Items considered but no action will be taken at this time.)
- 7. **Items from Staff**
- 8. Adjournment

Planning and Zoning Commission meetings are not available by Zoom unless requested.



Planning and Zoning Commission Regular Meeting Minutes

Wednesday, May 17, 2023 at 4:00 PM

City Hall, 102 Sherman Street, Deadwood, SD 57732

1. Call to Order

The meeting of the Deadwood Planning and Zoning Commission was called to order by Chairman Martinisko on Wednesday, May 17, 2023, at 4:00 p.m. in the Deadwood City Hall Meeting Room, located at 102 Sherman Street, Deadwood, SD 57732.

2. Roll Call

PRESENT

Commissioner (Chair) John Martinisko Commissioner (Vice-Chair) Josh Keehn Commissioner (Secretary) Dave Bruce Commissioner Charles Eagleson

Commissioner Ken Owens

Michael Johnson, City Commissioner Sharon Martinisko, City Commissioner Charlie Struble, City Commissioner

STAFF PRESENT

Kevin Kuchenbecker, Planning, Zoning and Historic Preservation Officer Trent Mohr, Building Inspector Cindy Schneringer, Administrative Assistant

3. Approval of Minutes

a. Approval of May 3, 2023 Minutes.

It was moved by Commissioner Bruce and seconded by Commissioner Keehn to approve the May 3, 2023 minutes. Voting Yea: Martinisko, Keehn, Bruce, Eagleson, Owens

4. Sign Review Commission

5. Planning and Zoning Commission

a. Revised Plat - Transfer of Property - The RIDGE at Deadwood - TRD, LLC (Randy Horner)

BLOCK 1 AND BLOCK 1A OF THE RIDGE DEVELOPMENT. FORMERLY LOT A OF GOVERNMENT LOT 13 AND 19 IN SECTION 11; LOT B OF GOVERNMENT LOT 19 IN SECTION 11 AND GOVEREMENT LOT 12 IN SECTION 14 -AND- A PORTION OF PREACHER SMITH TRACT. ALL LOCATED IN SECTIONS 11, 12, 13 AND 14 T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA.

Mr. Kuchenbecker stated this is for TRD, LLC, Randy and Cheri Horner. The surveyor, Shannon Vasknetz, is here if there are any questions. The purpose is to transfer property. The general location is near the Preacher Smith monument. Legally described as BLOCK 1 AND BLOCK 1A OF THE RIDGE DEVELOPMENT. FORMERLY LOT A OF GOVERNMENT LOT 13 AND 19 IN SECTION 11; LOT B OF GOVERNMENT LOT 19 IN SECTION 11 AND GOVEREMENT LOT 12 IN SECTION 14 -AND- A PORTION OF PREACHER SMITH TRACT. ALL LOCATED IN SECTIONS 11, 12, 13 AND 14 T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA. The purpose of this plat is to remove existing property lines that that were established in September 2022. This is a result in change in the lot for the convenience store which was going to be in Lot 1 of Block 1A. The developer would now like those lines removed.

Mr. Vasketz stated we have seen this before. We had it approved. Basically it has been sitting in the DOT's office. This plat affects all three approaches into the subdivision. The DOT had one application of one approach they had to get some clarification on before they have full approval on it. In the mean time, the approach for the C store was all good in their eyes so we went ahead and created the C store lot. Platted it. Sold it. Since that happened before this one got recorded is the only reason we are bringing this one back to the table. We are removing the C store little piece out of the platting. Everything has been approved by the DOT. We are all good. That is the only reason this is coming back through.

It was moved by Commissioner Keehn and seconded by Commissioner Bruce to approve the transfer of property legally described as BLOCK 1 AND BLOCK 1A OF THE RIDGE DEVELOPMENT. FORMERLY LOT A OF GOVERNMENT LOT 13 AND 19 IN SECTION 11; LOT B OF GOVERNMENT LOT 19 IN SECTION 11 AND GOVEREMENT LOT 12 IN SECTION 14 -AND-A PORTION OF PREACHER SMITH TRACT. ALL LOCATED IN SECTIONS 11, 12, 13 AND 14 T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA. Voting Yea: Martinisko, Keehn, Bruce, Eagleson, Owens

 Consider Plat - Creating property line and Transfer of Property - City of Deadwood / Lori & David Wilkinson

LOT 7A OF HIGHLAND ADDITION TO THE CITY OF DEADWOOD, LAWRENCE COUNTY SOUTH DAKOTA FORMERLY A PORTION OF LOT 6 AND 7 OF HIGHLAND ADDITION LOCATED IN THE NW ¼ OF SECTION T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

Mr. Kuchenbecker stated this is a joint application. The applicants are the City of Deadwood and Lori and David Wilkinson, who are in the audience. This is for creating a property line and transfer of property. In the general of Terrace and Fremont neighborhood. Legally described as LOT 7A OF HIGHLAND ADDITION TO THE CITY OF DEADWOOD, LAWRENCE COUNTY SOUTH DAKOTA FORMERLY A PORTION OF LOT 6 AND 7 OF HIGHLAND ADDITION LOCATED IN THE NW ¼ OF SECTION T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA. All legal obligations have been completed. This is zoned R-1. The surrounding zoning is R-1. The purpose of this plat is to create property lines for

the creation of a new lot (7A) which will then be transferred to the City of Deadwood. This involves a large stone wall that supports Fremont Street which is currently under the ownership of Lori and David Wilkinson whose home is located at 67 Terrace. For years, the City has been working to remove the private ownership of this retaining wall to relieve the financial impact on the homeowner in the event repair is needed. It does hold up the street above it. To finalize this transfer of land, Lot 7A needs to be created and recorded along with an easement to officially transfer the land to the City of Deadwood. The easement will allow the City to have access on a "as needed" bases for maintenance purposes. The applicants and their legal counsel is here if there are any questions. It cleans it up for the ownership of this.

Mr. Frederickson stated it is important to the clients. There's a big liability issue as you can see with the wall. This will eliminate that. I did talk to Quentin this afternoon. He will be preparing the easement for your review and approval. That addresses the liability and the indemnification and the notes requirement if there is going to be any work on the wall so that you will let the Wilkinson's know in time in case they have plans to come up here. There is one other item, the repair of the wall be timely and stuff. I think if you look at the photographs it looks like the wall has been damaged somewhat. It looks to be through the plowing of the snow. You can see where it is scraped on the side. The grass area is actually where the house is. The easements to maintain the wall is like 3 feet or something. They understand you may have to move equipment in and out to repair it. They are willing to allow that. They just want it cleaned up when they are done.

Mr. Kuchenbecker stated that is the hatched area on the plat which will be referenced in the easement as the exhibit showing that area.

It was moved by Commissioner Keehn and seconded by Commissioner Eagleson to approve the plat for creating property line and transfer of property legally described as LOT 7A OF HIGHLAND ADDITION TO THE CITY OF DEADWOOD, LAWRENCE COUNTY SOUTH DAKOTA FORMERLY A PORTION OF LOT 6 AND 7 OF HIGHLAND ADDITION LOCATED IN THE NW 1/4 OF SECTION T.5.N., R.3.E., B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA. Voting Yea: Martinisko, Keehn, Bruce, Eagleson, Owens

6. Items from Citizens not on Agenda

(Items considered but no action will be taken at this time.)

7. Items from Staff

Mr. Kuchenbecker stated just a couple of things. One we were in Pierre last week for Code Enforcement Conference. While we were there we met with Game, Fish and Parks grant coordinator. We have a grant in for the satellite parking below the Lodge for a trailhead and truck/trailer parking. We had to provide some supplemental maps to show their is access to the trails in the area from that. This is something we have been working on. We are out to bid with the FEMA project. Hopefully we will get qualified bidders and it comes in reasonable. I am a little nervous based on the last bid openings we had for our retaining walls and Days of '76 concessions. We are advertising for a

Zoning Coordinator. It is an additional staff item that was budgeted for last summer. It is open right now. Hopefully, we can fill that in the next few weeks. That will take a lot of load off my shoulders. I have a right hand for preservation as a Preservation Coordinator. Having that Zoning Coordinator would be very beneficial with the work load and everything going on. With that, I am going to have Trent say a few words about the code enforcement training.

Mr. Mohr stated this is a statewide association, SoDACE (South Dakota Association of Code Enforcement). Every spring we have a conference get together with code enforcement folds from different municipalities across the state. Really good training. It is always good to network with folks. One thing I learned really quickly going to association meetings is we are all dealing with the same stuff. All of the people are having the same challenges and some people have figured out creative ways and effective ways to address these challenges. It is good to get together and steal ideas from each other. It was Kevin's first time attending.

Mr. Kuchenbecker stated one of the things I do want to look into is what Sioux Falls has a registry for vacant buildings. As you all know, we have a housing shortage in Deadwood and the northern hills. We have some buildings that have been vacant for twenty plus years. What Sioux Falls does is require them to register and it is two thousand dollars a year to register as a vacant building. Every year it remains vacant another thousand dollars is added. Unless it is in a historic district and then it goes up two thousand dollars every year. Sioux Falls calls them landlords that are house hoarders. It is an interesting concept. I think over the last seventeen years there has been a number of vacant homes that have been rehabilitated. There are still a handful that vacant. Some of them need some work and the property owners are sitting on them. This is a mechanism could incentivize them to fix them up and rent it and occupy it or sell it.

Mr. Mohr stated another purpose that would be helpful is actually the person responsible coming in and registering it and then we have record of actually who the person that is responsible. If there are any issues, we know who to contact. Sometimes that is a big challenge.

Mr. Kuchenbecker state if you have a code issue or an unlocked house or something where there is a nuisance you don't have any idea how to get a hold of that person. That is one of the highlights that I took away from it. That was from the networking and round table discussions.

8. Adjournment

It was moved by Commissioner Owens and seconded by Commissioner Bruce to adjourn the Planning and Zoning Commission meeting. Voting Yea: Martinisko, Keehn, Bruce, Eagleson, Owens

There being no further business, the Planning and Zoning Commission adjourned at 4:19 p.m.

ATTEST:		
Chairman, Planning & Zoning Commission	Secretary, Planning & Zoning Commission	
Cindy Schneringer, Planning & Zoning Office/Recording Secretary		

OFFICE OF
Planning & Zoning
108 Sherman Street
Telephone (605) 578-2082
Fax (605) 578-2084



"The Historic City of the Black Hills"

Deadwood, South Dakota 57732

TRENT MOHR

Building Inspector Dept. of Planning & Zoning Telephone: (605) 578-2082 Fax: (605) 578-2084

SIGN PERMIT STAFF REPORT

Sign Review Commission June 7, 2023

Applicant: Rich Turbiville

Address: 685 Main Street, Deadwood, SD 57732

Site Address of Proposed Signage: 685 Main Street (Rocksino)

Computation of Sign Area

Building Frontage: 211 Feet

Total Available Signage: 422 Square Feet

Existing Signage: Four wall signs and six awning signs – permitted in 2022 but not yet

installed (80 Square Feet)

Remaining Available Signage Area: 342 Square Feet

Proposed Sign Project: Install new projecting sign (10 Square Feet) **Proposed Building Materials:** Painted metal (see attached rendering)

Proposed Lighting of the Signs: None

Location of Proposed Sign: Attached is a rendering showing the proposed location

Discussion

The sign permit application in review is proposed at a location inside the locally-designated historic district which is regulated by chapter 15.32.300 of the sign ordinance. The current signage at the subject property is compliant with the sign ordinance. The sign proposed in the current application is regulated by 15.32.090 of the Sign Ordinance, reference below.

A. Before any sign can be erected or altered in any way, a valid permit must be issued. Any further alteration of the sign shall require an amendment of the existing permit or the issuance of a new permit. Such changes, as well as original permits, shall be issued pursuant to review by the sign review commission. It is unlawful to display, construct, erect, locate or alter any sign without first obtaining a sign permit for such sign.

The applicant wishes to install a projecting sign in this location to advertise the retail store that is part of the remodel from Hickok's to Rocksino.

The proposed sign and its location are compliant with the sign ordinance.

Section 4 Item a.

OFFICE OF
Planning & Zoning
108 Sherman Street
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Variances

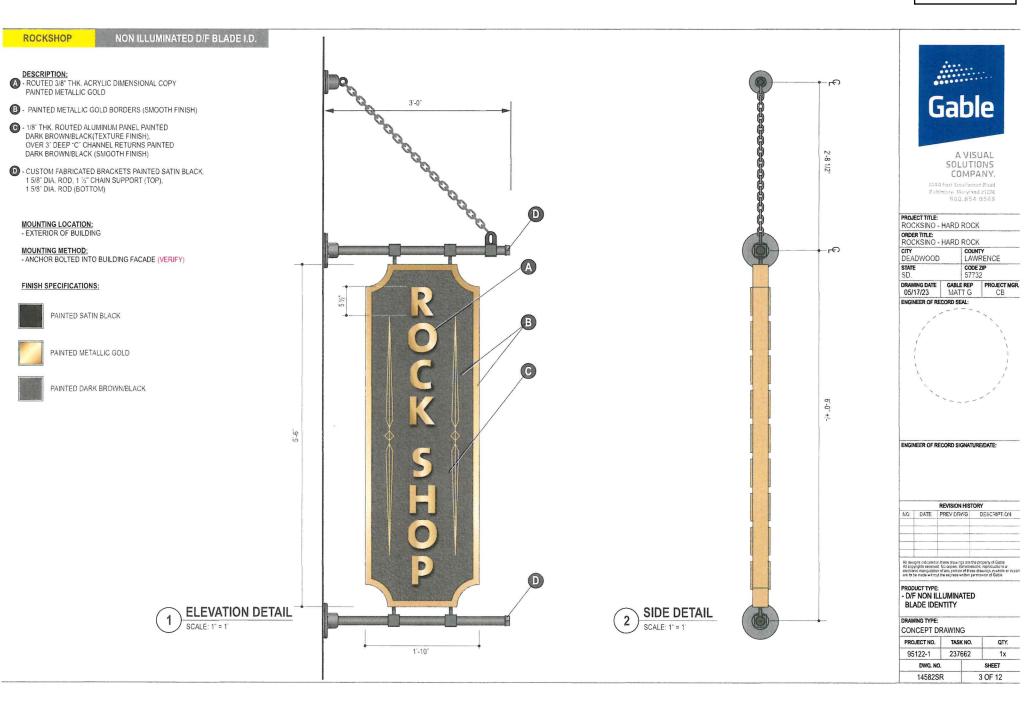
The sign permit application in review as proposed requires no variances from the sign ordinance. Signage variances may be obtained if the sign review commission is able to find "special circumstances or conditions such as the existence of buildings, topography, vegetation, sign structures, distance or other matters on adjacent lots or within the adjacent public right-of-way that would substantially restrict the effectiveness of the sign in question and such special circumstances or conditions are peculiar to the business or enterprise to which the applicant desires to draw attention and do not apply generally to all businesses or enterprises in the area." However, it is the responsibility of the applicant to provide adequate evidence of such special circumstances or conditions.

Sign Review Commission Action

Motion to approve permit for new projecting sign at 685 Main Street.

OR

Motion to deny proposed sign permit application as submitted.





Gable

A VISUAL SOLUTIONS COMPANY.

7440 Fort Smallwood Road Bultimere, Maryland 21226 800,854-0568

PROJECT TITLE:
ROCKSINO - HARD ROCK

ORDER TITLE:
ROCKSINO - HARD ROCK
CITY COUNTY
DEADWOOD LAWRENCE

DEADWOOD LAWRENCE

STATE CODE ZIP
SD. 57732

DRAWING DATE GABLE REP PROJECT

DRAWING DATE GABLE REP O5/17/23 MATT G CB

ENGINEER OF RECORD SEAL:



ENGINEER OF RECORD SIGNATURE/DATE:

REVISION HISTORY			
NO.	DATE	PREV DRV/G	DESCRIPT ON
-			

All designs indicated in these drawings are the property of Gable, All dopyrights reserved No copies transmissions reproductions or electronic manipulation of any portion of these diawnics in whole or in paid or to be made without the express written permission of Gable.

PRODUCT TYPE:
- D/F NON ILLUMINATED
BLADE IDENTITY (ELEVATION)

DRAWING TYPE: CONCEPT DRAWING

14582SR

PROJECT NO.	TASK NO.	QTY.
95122-1	237662	1x
DWG, NO.		SHEET

1 ELEVATION VIEW
SCALE: NTS

4 OF 12

Return Completed Form To: **Planning and Zoning** 108 Sherman Street Deadwood, SD 57732



Questions Contact: **Kevin Kuchenbecker** (605) 578-2082 or jeramyr@cityofdeadwood.com

Application Date:	
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APPLICATION FOR TEMPORARY VENDORS LICENSE

The Deadwood Zoning Administrator and Planning & Zoning Commission review all applications.

Applicants: Application must be received **60 days prior** to start of event. Please read thoroughly prior to completing this form. Only complete applications will be considered for review.

completing this form. Only complete applications will be	CONSIDER CONTROL TO TEVICAL	
Applicant: Ray Drea	Telephone: (4	414 ₎ 526-7222
Name of Business: Ray Drea Studios LLC	Telephone: (_	
Applicant's Mailing Address: 125 Steeple Pointe Ct.	Delafield	WI 53018
Please select your type of vending: * Outside of a Structure – \$750.0 * Inside of an Existing Structure - For a period of fourteen (14) days: Beginni	City 0 \$250.00 X ing: 8/4/23 : 8/12/23 5, I will call with the number	
Contact Name and Phone Number of Property Owners: Complete Description of Goods and/or Services: Fine a		
I agree that any falsification, misstatements or goods to be sold, shall result in immediate revo operate within the City Limits of Deadwood. It state and city sales tax is made a provision of this Applicant's signature:	cation of this license and t is further understood that	forfeiture of the right to at payment of applicable
Fee: \$_250 Paid On _5 25	Receipt Number _	
	Receipt Number	
PLANNING AND ZON	ING ADMINISTRATOR:	ite:
PLANNING AND ZON Approved/P&Z Administrator: Yes No Signature	ING ADMINISTRATOR:	nte:

Reason for Denial (if necessary): _

South Dakota Temporary Sales Tax License

2023 STURGIS MOTORCYCLE RALLY

5001-9683-SE

Start 07/21/2023 Expires 08/14/2023 RAY DREA STUDIOS LLC

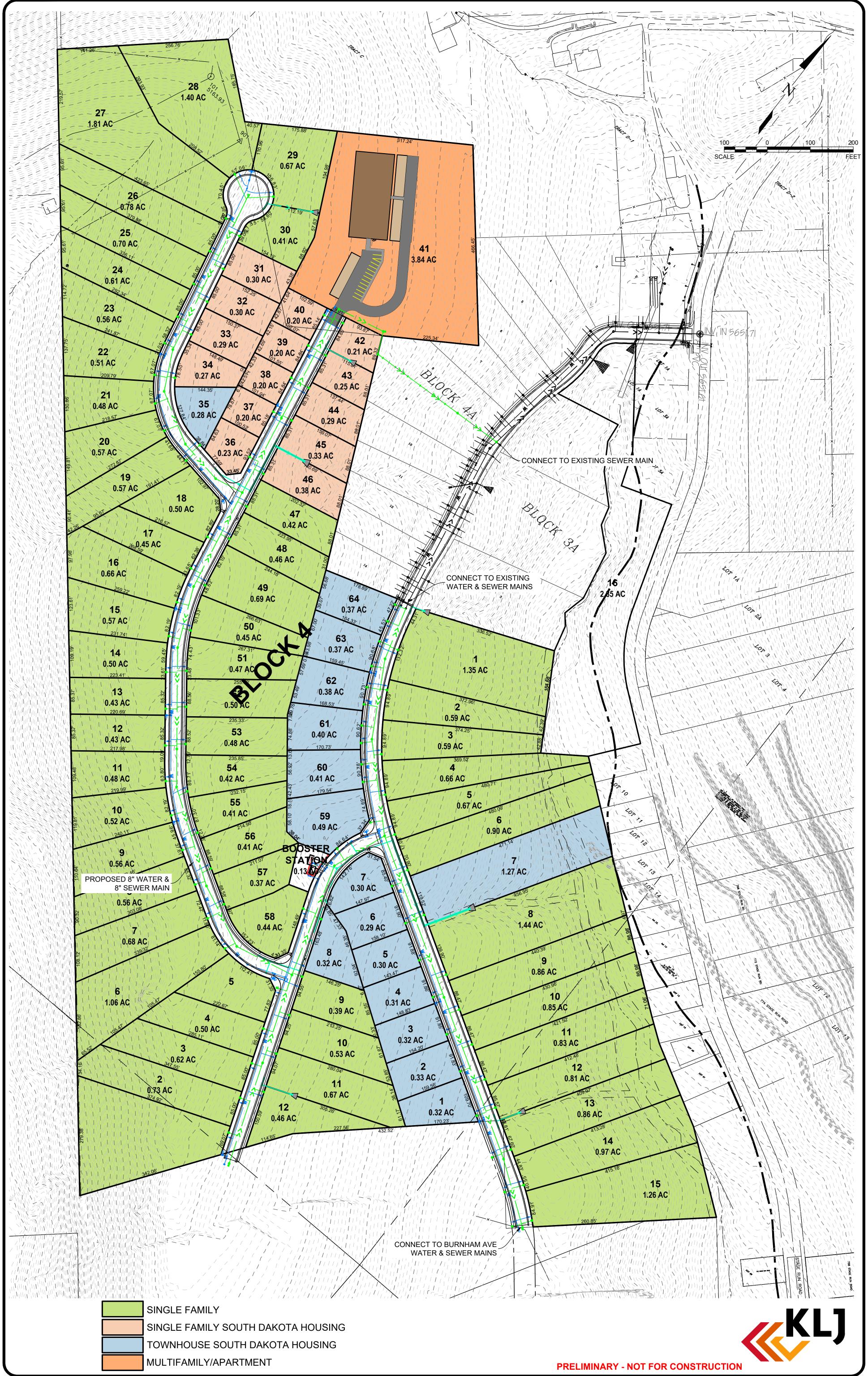
Location: 629 MAIN ST DEADWOOD

RAY DREA STUDIOS LLC 125 STEEPLE POINTE CT DELAFIELD, WI 53018-2449





14



OFFICE OF PLANNING, ZONING AND HISTORIC PRESERVATION

108 Sherman Street Telephone (605) 578-2082 Fax (605) 578-2084



Kevin Kuchenbecker Planning and Zoning Administrator

Telephone (605) 578-2082 kevin@cityofdeadwood.com

STAFF REPORT PLANNING AND ZONING BOARD OF ADJUSTMENT

June 6, 2023

APPLICANT: Deadwood Stage Run, LLC (William Pearson)

PURPOSE: Plat Revision/Adjusting Lot Lines

GENERAL LOCATION: Deadwood Stage Run Addition

LEGAL DESCRIPTION: PLAT OF LOTS 11 REVISED, 12 REVISED, 13 REVISED, 14 REVISED, 18A REVISED, 20 REVISED, 30 REVISED, AND 31A REVISED, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOT 11, 12, 13, 14, 18A, 20, 30, AND 31A, BLOCK 2 ALL LOCATED IN THE SW1/4 OF SECTION 14, THE SE1/4 OF SECTION 15, THE NE1/4NE1/4 OF SECTION 22 AND THE N1/2NW1/4 OF SECTION 23, T5N, R3E, B.H.M. CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

FILE STATUS: All legal obligations have been completed.

ZONE: R1 – Residential District

STAFF FINDINGS:

<u>Surrounding Zoning:</u> <u>Surrounding Land Uses:</u>
North: R1 – Residential Residential Dwellings

South: Future Development Area Vacant

East: R1 – Residential Residential Dwellings West: R1 – Residential Residential Dwellings

SUMMARY OF REQUEST

The purpose of the proposed final plat is to adjust the lot lines for lots 11, 12, 13, 14, 18A, 20, 30 and 31A. This plat creates lots 11 Revised, 12, Revised, 13 Revised, 14 Revised, 18A Revised, 20 Revised, 30 Revised, and 31A Revised. All are located in the Stage Run Subdivision off Mt. Roosevelt Road.

FACTUAL INFORMATION

- 1. The property is currently zoned R1 Residential District
- 2. Lot 11 Revised is comprised of 0.376 Acres ±, Lot 12 Revised is comprised of 0.370 Acres ±, Lot 13 Revised is comprised of 0.362 Acres ±, Lot 14 Revised is comprised of 0.357 Acres ±, Lot 18A Revised is comprised of 0.643 Acres ±, Lot 20 Revised is comprised of 0.481 Acres ±, Lot 30 Revised is comprised of 0.237 Acres ±, Lot 31A Revised is comprised of 2.156 Acres ±.
- 3. The subject property is located within a low-density residential designation.
- 4. The property is not located within a flood zone or flood hazard zone.
- 5. Public facilities are available to serve the property.
- 6. The area is currently characterized by residential homes.

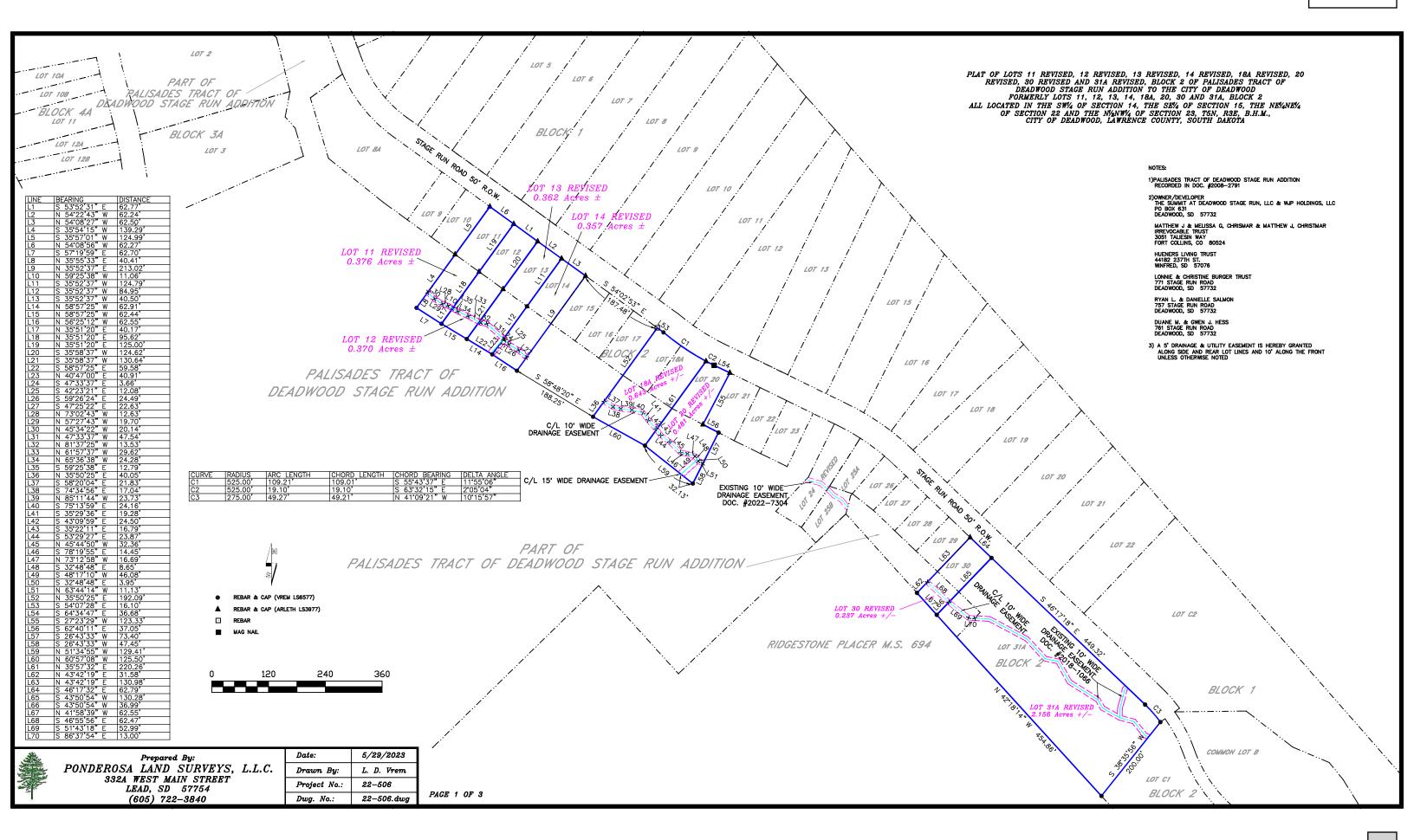
STAFF DISCUSSION

These revised lots meet the area and bulk requirements for square footage according to Deadwood City Ordinance.

- 1. The North Arrow is shown on the plat with a direct reference to the coordinate mapping system.
- 2. Land is identified with a new legal description for the transfer of the land.
- 3. Surveyor's Certificate is shown with the name of the surveyor and his registered plat.
- 4. A date is shown on the plat and serves to "fix in time" the data represented on the plat.
- 5. The street bounding the lot is shown and named.
- 6. All certifications are indicated and correct on the plat.
- 7. Dimensions, angles, and bearings are shown along the lot lines.
- 8. Scale of the plat is shown and accompanied with a bar scale.
- 9. Area's taken out of the mineral survey and remaining acreage is indicated on the plat.

ACTION REQUIRED:

- 1. Approval/Denial by Deadwood Planning and Zoning Commission
- 2. Approval/Denial by Deadwood Board of Adjustment



PLAT OF LOTS 11 REVISED, 12 REVISED, 13 REVISED, 14 REVISED, 18A REVISED, 20 REVISED, 30 REVISED AND 31A REVISED, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOTS 11, 12, 13, 14, 18A, 20, 30 AND 31A, BLOCK 2 ALL LOCATED IN THE SW4/ OF SECTION 14, THE SE4/ OF SECTION 15, THE NE4/NE4/4 OF SECTION 22 AND THE NA/NW4/4 OF SECTION 23, 75N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

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ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
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ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
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LONNIE AND CHRISTINE BURGER TRUST, DO HEREBY CERTIFY THAT I/WE ARE THE OWNERS OF THE PROPERTY
SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.
OWNER:
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ACKNOWLEDGMENT OF OWNER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
APPEARED
MY COMMISSION EXPIRES:NOTARY PUBLIC:



PLAT OF LOTS 11 REVISED, 12 REVISED, 13 REVISED, 14 REVISED, 18A REVISED, 20 REVISED, 30 REVISED AND 31A REVISED, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOTS 11, 12, 13, 14, 18A, 20, 30 AND 31A, BLOCK 2 ALL LOCATED IN THE SW4, OF SECTION 14, THE SE4, OF SECTION 15, THE NE4NE4, OF SECTION 22 AND THE N4NW4, OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

OWNER'S CERTIFICATE STATE OF SOUTH DAKOTA

COUNTY OF LAWRENCE

$\textit{MATTHEW J. CHRISMAR AND MELISSA G. CHRISMAR \& \textit{MATTHEW J. CHRISTMAR IRREVOCABLE TRUST}$

DO HEREBY CERTIFY THAT I/WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.

OWNER:
OWNER:
ACKNOWLEDGMENT OF OWNER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
APPEARED, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.
MY COMMISSION EXPIRES:NOTARY PUBLIC:
OWNER'S CERTIFICATE STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
RYAN L. SALMON AND DANIELLE SALMON , DO HEREBY CERTIFY THAT I/WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.
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ACKNOWLEDGMENT OF OWNER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
APPEARED, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.
MY COMMISSION EXPIRES:NOTARY PUBLIC:
OWNER'S CERTIFICATE STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
DUANE M. HESS AND GWEN J. HESS SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF THIS PROPERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL REGULATIONS.
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OWNER:
ACKNOWLEDGMENT OF OWNER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE
ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY
APPEARED, KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.
NA CONTROLON EXPIRES

OFFICE OF PLANNING, ZONING AND HISTORIC PRESERVATION

108 Sherman Street Telephone (605) 578-2082 Fax (605) 578-2084



Kevin Kuchenbecker Planning, Zoning and Historic Preservation Officer

Telephone (605) 578-2082 kevin@cityofdeadwood.com

PLANNING AND ZONING MEETING BOARD OF ADJUSTMENT STAFF REPORT

May 17, 2023

APPLICANT: William Pearson

PURPOSE: Transfer of Property

GENERAL LOCATION: Located in phase 3 of Stage Run Development

LEGAL DESCRIPTION: PLAT OF LOTS 13, 14, 15, BLOCK 3A AND DEDICATED PUBLIC RIGHT OF WAY OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOT 25B, BLOCK 2 AND A PORTION OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION ALL LOCATED IN THE SW1/4 OF SECTION 14, THE SE1/4 OF SECTION 15, THE NE1/4NE1/4 OF SECTION 22 AND THE N1/2NW1/4 OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA.

FILE STATUS: All legal obligations have been completed.

ZONE: Planned Unit Development

STAFF FINDINGS:

Surrounding Zoning: Surrounding Land Uses:

North: Planned Unit Development Vacant Land
South: Planned Unit Development Vacant Land
East: Planned Unit Development Vacant Land
West: Planned Unit Development Vacant Land

SUMMARY OF REQUEST

The purpose of this plat is to create lots for sale and establish City of Deadwood road right-of-way for extension of Mystery Wagon Road.

FACTUAL INFORMATION

- 1. The property is currently zoned Planned Unit Development.
- 2. The proposed lots are comprised as follows: Lot 13 = 0.617Acres+, Lot 14 = 1.015 Acres+, Lot 15 1.550 Acres+, and Dedicated Public Right of Way 1.426 Acres+.
- 3. The subject property is located within a low-density PUD designation.
- 4. The property is not located within a flood zone or flood hazard zone.
- 5. Public facilities are not currently available to serve the property.

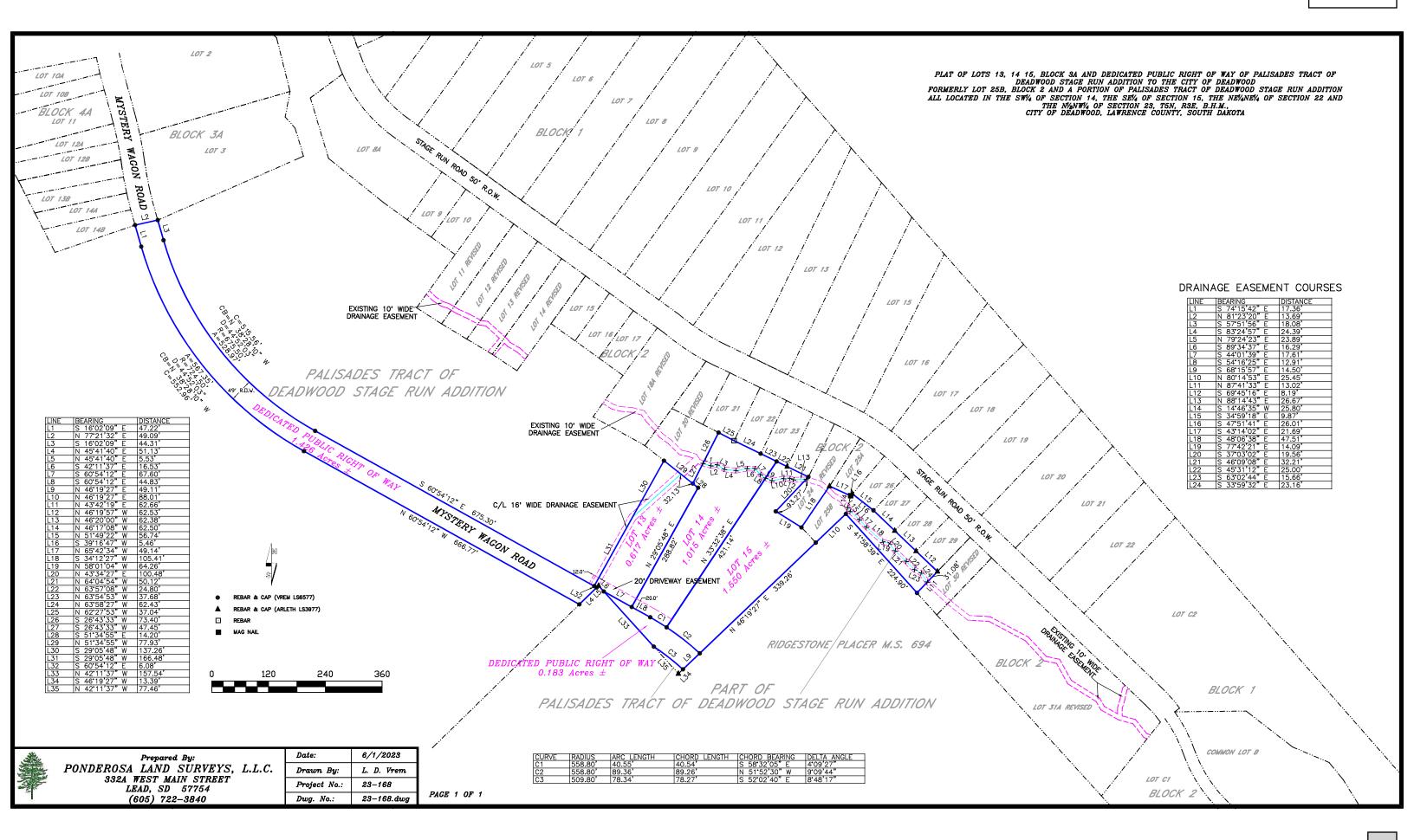
STAFF DISCUSSION

Attached is a plat of Lots 13, 14, 15 and dedicated public right-of-way for Mystery Wagon Road in Phase 3 of Stage Run Development. This plat was All lots are compliant with the City of Deadwoods Zoning Codes and meet the requirements for bulk area as required by Deadwood City Ordinance.

- 1. The North Arrow is shown on the plat with a direct reference to the coordinate mapping system.
- 2. Land is identified with a new legal description for the transfer of the land.
- 3. Surveyor's Certificate is shown with the name of the surveyor and his registered land surveyor number.
- 4. A date is shown on the plat and serves to "fix in time" the data represented on the plat.
- 5. The street bounding the lot is shown and named.
- 6. All certifications are indicated and correct on the plat.
- 7. Dimensions, angles and bearings are shown along the lot lines.
- 8. Scale of the plat is shown and accompanied with a bar scale.

ACTION REQUIRED:

- 1. Approval / Denial by the Deadwood Planning and Zoning Commission.
- 2. Approval / Denial by Deadwood Board of Adjustment.



PLAT OF LOTS 11 REVISED, 12 REVISED, 13 REVISED, 14 REVISED, 18A REVISED, 20 REVISED, 30 REVISED AND 31A REVISED, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STACE RUN ADDITION TO THE CITY OF DEADWOOD FORMERLY LOTS 11, 12, 13, 14, 18A, 20, 30 AND 31A, BLOCK 2 ALL LOCATED IN THE SW/4 OF SECTION 14, THE SE/4 OF SECTION 15, THE NE/4NE/4 OF SECTION 22 AND THE N/2NW/4 OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

SURVEYOR'S CERTIFICATE	
I, LOREN D. VREM, 332A WEST MAIN STREET, LEAD, SOUTH DAKOTA, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF SOUTH DAKOTA. THAT AT THE REQUEST OF THE OWNER AND UNDER MY SUPERVISION, I H. CAUSED TO BE SURVEYED AND PLATTED THE PROPERTY SHOWN AND DESCRIBED HEREON. TO THE BEST OF MY KNOWLED INFORMATION AND BELIEF, THE PROPERTY WAS SURVEYED IN GENERAL CONFORMANCE WITH THE LAWS OF THE STATE OF SOUTH DAKOTA AND ACCEPTED METHODS AND PROCEDURES OF SURVEYING. DATED THISDAY OF	AVE DGE,
LOREN D. VREM, R.L.S. 6577	
CERTIFICATE OF COUNTY TREASURER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
I,, LAWRENCE COUNTY TREASURER, DO HEREBY CERTIFY THATTAXES WHICH	
ARE LIENS UPON THE HEREIN PLATTED PROPERTY HAVE BEEN PAID. DATED THISDAY OF	_,20
LAWRENCE COUNTY TREASURER:	
APPROVAL OF HIGHWAY AUTHORITY STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
THE LOCATION OF THE PROPOSED ACCESS ROADS ABUTTING THE COUNTY OR STATE HIGHWAY AS SHOWN HEREON, IS HEREBY APPROVED. ANY CHANGE IN THE PROPOSED ACCESS SHALL REQUIRE ADDITIONAL APPROVAL. ATTEST:	
HIGHWAY AUTHORITY:	
APPROVAL OF THE CITY OF DEADWOOD PLANNING COMMISSION STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
THIS PLAT APPROVED BY THE CITY OF DEADWOOD PLANNING COMMISSION THISDAY OF,20	
CHAIRMAN CITY PLANNER	
MAYOR APPROVAL OF THE CITY OF DEADWOOD BOARD OF COMMISSIONERS STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
BE IT RESOLVED THAT THE CITY OF DEADWOOD BOARD OF COMMISSIONERS HAVING VIEWED THE WITHIN PLAT, DO HEREBY APPROVE THE SAME FOR RECORDING IN THE OFFICE OF THE REGISTER OF DEEDS, LAWRENCE COUNTY, SOUTH DAKOTA,	
DATED THISDAY OF	
ATTEST:FINANCE OFFICER	_
OFFICE OF THE COUNTY DIRECTOR OF EQUALIZATION	
STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE I, LAWRENCE COUNTY DIRECTOR OF EQUALIZATION, DO HEREBY CERTIFY THAT I HAVE	
RECEIVED A COPY OF THIS PLAT, DATED THISDAY OF,20	
LAWRENCE COUNTY DIRECTOR OF EQUALIZATION:	
OFFICE OF THE REGISTER OF DEEDS STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
FILED FOR RECORD THISDAY OF,20,ATO'CLOCK,M., AND RECORDED IN DOC	
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OWNER'S CERTIFICATE STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
THE SUMMIT AT DEADWOOD STAGE RUN, LLC & WLP HOLDINGS, LLC	
DO HEREBY CERTIFY THAT I/WE ARE THE OWNERS OF THE PROPERTY SHOWN AND DESCRIBED HEREON, THAT WE DO APPROVE THIS PLAT AS HEREON SHOWN AND THAT DEVELOPMENT OF TREISUPARDIPIERTY SHALL CONFORM TO ALL EXISTING APPLICABLE ZONING, SUBDIVISION, EROSION AND SEDIMENT CONTROL	
OWNER:	
ACKNOWLEDGMENT OF OWNER STATE OF SOUTH DAKOTA COUNTY OF LAWRENCE	
ON THISDAY OF,20,BEFORE ME THE UNDERSIGNED NOTARY PUBLIC, PERSONALLY	
APPEARED KNOWN TO ME TO BE THE PERSON DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE.	
MY COMMISSION EXPIRES:NOTARY PUBLIC:	
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32	Prepared By:		
	PONDEROSA LAND SURVEYS, L.L.C.		
3	332A WEST MAIN STREET		
-	LEAD, SD 57754		
1	(605) 722–3840		

Date:	6/1/2023
Drawn By:	L. D. Vrem
Project No.:	23-168
Dwg. No.:	23-168.dwg