



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

PLANNING DEPARTMENT
300 Sixth Street

Bill Lass, Senior Planner
Urban Division
city web: www.ci.rapid-city.sd.us

Phone: 605-394-4120
Fax: 605-394-6636
e-mail: bill.lass@ci.rapid-city.sd.us

MEMORANDUM

TO: Rapid City Legal and Finance Committee

FROM: Bill Lass, Senior Planner ^{BL}

DATE: 11/21/00

RE: Resolution of Intent to Annex – Parkview Annexation

In accordance with Chapter 9-4 of South Dakota Codified Law, the City Council has authorized Staff to proceed with the involuntary or "forced" annexation of twenty acres of property located in the southern portion of the community (see map).

The subject property was annexed by the City in August, 1993 as part of a voluntary annexation request submitted by a property owner at that time. Subsequent to the voluntary annexation, the City approved a plat for the property and a Waiver of Right to Protest agreement regarding future improvements to Parkview Drive. Staff recently learned that just prior to the submission of the 1993 annexation petition, the property owner signing the petition sold a portion of the subject property thereby legally negating the annexation. Subsequent annexations have completely surrounded the property in question. In order to annex the property, it is now necessary for the City to undertake a "forced" annexation of the subject property.

The attached annexation report is required by State Law and provides more detailed information regarding the proposed annexation. The attached Resolution of Intent to Annex is also required by State Law and requires action by the City Council. As detailed in the attached Annexation Study and Resolution of Intent to Annex, Staff has reviewed this proposed annexation and believes it complies with the provisions of State Law governing the involuntary annexation of land. Staff is recommending that the Resolution of Intent to Annex be approved.

A public hearing regarding the proposed Resolution of Intent to Annex is set for December 4, 2000 before the City Council. Notices of this hearing have been sent to the two affected property owners and the Board of County Commissioners as required by State Law. If the City Council approves the Resolution of Intent to Annex on December 4th then the Resolution of Annexation will be brought to the Planning Commission and the City Council for final action. This final action also occurs at a public hearing held by the City Council with notice advertised in the newspaper and notices sent to the two affected property owners and the Board of County Commissioners. Assuming the annexation process proceeds smoothly, the annexation would become effective around January 22, 2001.

Thank you.



EQUAL OPPORTUNITY EMPLOYER