

Department of Transportation

Rapid City Region Office

2300 Eglin Street

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Rapid City, SD 57709-1970

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February 29, 2008

Mr. Kenneth L. Erlenbusch
Realty and Civil Rights Specialist
FHWA, South Dakota Division
116 East Dakota Ave.
Pierre, SD 57501

RE: Time Extension for Temporary Break in Control of Access, SE Connector, Rapid City, SD

Dear Mr. Erlenbusch:

This letter is intended to provide information and request your approval of a public interest finding for continuation of a temporary break in control of access for the above referenced location. The South Dakota Department of Transportation has reviewed and approved this request.

The planned access for Plum Creek Subdivision to the Southeast connector is via Minnesota Street (Station 59+70-150 Rt), where there is a break in control of access. However, Minnesota Street and the connection from Willowbend Road to Minnesota Street have not been constructed. Temporary access to the Southeast Connector for Plum Creek Subdivision is being provided at Station 67+00 and was approved by your 8-07-2006 letter. This temporary break continues to be required (necessary for the ingress and egress of vehicles in the event the only other access is rendered unusable) as construction of intended access via Minnesota Street has not yet occurred. The safety concern for the residential development in this area remains. We are requesting an extension of time for the temporary break in control of access along the Southeast connector from Station 66+50 to 67+50. The attached letter from City of Rapid City details their continued efforts towards construction of intended access at Minnesota Street. It is now anticipated that this roadway connection will be constructed by June 1, 2010.

The South Dakota Department of Transportation supports this continued temporary break in control of access, with the following conditions:

- The break in control of access is temporary and expires on June 1, 2010 or when the new roadway connection from Willowbend Road to Minnesota Street is constructed, whichever is sooner.

- City agrees to deny all new building permits in areas served by subject temporary access, until such time that intended connection to Southeast connector is completed and open for use.
- City agrees to more vigorously pursue negotiations with related Developers. To this end, City shall communicate project/negotiation status on 30 day intervals to DOT. Should City actions not result in successful negotiations with Developers by May 1, 2008, City agrees to meet with DOT to discuss other means of moving project forward (this is NOT an offer of future Federal or State funding but rather a fact finding meeting that will result in positive movement forward).
- It is recognized that there will be no further requests for time extension of subject temporary break in control of access.

There is no reimbursement proposed for the continuation of temporary break in the control of access as this is a safety concern for the residential area and the benefit is for their safety in the event of a health or fire danger. This is a temporary break in the control of access wherein the full control of access will be restored no later than June 1, 2010. The public's interest is served best by providing this measure of safety with no reimbursement to the State of South Dakota until the alternate road can be constructed as outlined above.

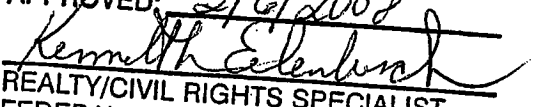
Please review this request and feel free to contact me at 394-2244 if you have any additional questions. I have included a map of the area that will assist you in your review.

Sincerely,



Daniel W. Staton
Access Management Engineer, SD DOT

CC: Joel Jundt, Acting Region Engineer
Gary Engel, Area Engineer
Greg Fuller, Division Director - Office of Operations

APPROVED: 3/6/2008

KENNETH E. ELENBURG
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FEDERAL HIGHWAY ADMINISTRATION