

CITY OF RAPID CITY
FINANCE OFFICE
300 Sixth Street
(605) 394-4143



NOTICE OF APPEAL
FROM THE REQUIREMENTS OF THE RAPID CITY SIGN ORDINANCE
CHAPTER 15.28 – SIGN CODE

Place of Hearing: Council Chambers
City/School Administration Building
300 Sixth Street
Rapid City, South Dakota 57701

Date of Hearing: July 17 2012 Time: 6:10pm
~~7:00 p.m.~~

Appellant: Epic Outdoor Advertising

Address: 1720 St Anne Street
Rapid City, SD 57701

Owner: Brendan Casey

Address: same

The undersigned hereby applies to the Rapid City Common Council for a variance in the application of the sign ordinance, affecting the following described premises in the manner and on the grounds hereinafter set forth:

Variance Location: Ehoyenne Blvd and Elk Vale Road

Legal Description: SW 1/4 of the SW 1/4 located in Sec 27
T2N, R8E, BHM, RCSD

Zoning: GC Lot Frontage: 1,200 ft+ Lot Depth: 200 ft+

Type of Proposed Sign: Off Premise LED conversion

State specific requirement of the Rapid City Sign Ordinance relative to variance request:

RCMC 15:30.030 is in direct conflict with
SDCL 31-29-66. (See attached)

As required by Rapid City Sign Ordinance section: 15:30.030

Epic Outdoor Advertising 6/25/2012
Appellant Date

Budwig 6/25/2012
Owner Date
391-9047

Rapid City Municipal Ordinance:

15.30.030 Lighting of off-premises signs.

In addition to any applicable requirements of Section 15.28.155, the light from any light source intended to illuminate an off-premises sign, shall be so shaded, shielded, directed or of such an intensity that the brightness shall not adversely affect surrounding or facing premises, nor adversely affect safe vision of pedestrians or operators of vehicles moving on public or private streets, driveways or parking areas. No off-premises sign is permitted that is internally illuminated or operates to display electronic variable messages through light emitting diodes, liquid crystal display, plasma image display, or any other light emitting mechanism

S.D. State Law:

31-29-66. Lighting standards and criteria. The standards and criteria for lighting of outdoor advertising authorized to be erected and maintained in zoned or unzoned commercial or industrial areas adjacent to the interstate and primary highway systems are:

(1) No revolving or rotating beam of light simulating an official emergency device is permitted. Signs with flashing lights of any color are not permitted, except illuminating signs giving such public service information as time, date, or temperature;

(2) External lighting, such as floodlights, thin-line and gooseneck reflectors, is permitted, if it is shielded so as to prevent the direction of rays of light to any part of the main-traveled way;

(3) No lighting is permitted which is of such brilliance or intensity so as to establish glare or reflection which would interfere with the effectiveness of any official traffic control device or official sign or interfere with the motorist's view of traffic conditions; and

(4) A changeable message sign is permitted as an off-premise sign, regardless of the technology used, if the message is changed not more than once every six seconds and if the message is not continuously scrolled.

Source: SL 1977, ch 246, § 5 (2); SL 1997, ch 178, § 1.