

ORDINANCE NO. 5435

AN ORDINANCE AMENDING CHAPTER 15.40 TO ADDRESS FENCES AND WALLS IN THE AIRPORT ZONING DISTRICT BY ADDING SECTION 15.40.045 TO THE RAPID CITY MUNICIPAL CODE.

WHEREAS, Rapid City has adopted a comprehensive plan and zoning regulations pursuant to the authority granted to it in Chapter 11-4 of the South Dakota Codified Laws; and

WHEREAS, Chapter 15.40 of the Rapid City Municipal Code regulates the City's Fences and Walls; and

WHEREAS, the fence heights in the City's Airport Zoning District are currently limited to six feet in height unless an exception is granted by the City Council; and

WHEREAS, fence heights in the City's Airport Zoning District in general need to exceed the six foot height restriction to meet Federal and State regulations; and

WHEREAS, the Common Council of the City of Rapid City has determined that it is in the City's best interest to provide specific fence and wall regulations in the Airport Zoning District by adding Section 15.40.045 to the Rapid City Municipal Code.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City that, Chapter 15.40 of the Rapid City Municipal Code be and hereby is amended by adding Section 15.40.045 to read as follows:

15.40.045 Airport zoning district.

- A. Erected in front, side, and rear yards. Fences and walls may be erected in front, side and rear yards. Fences shall not exceed a height of 12 feet.
- B. Constructed on top of retaining walls. Fences or walls may be constructed on top of retaining walls provided that the maximum height requirements for fences and walls set forth in subsection A. of the section are met.
- C. Guardrails required on retaining walls. Unless a fence is already present, guardrails shall be constructed on top of retaining walls in accordance with, and if required by, the current building codes adopted by the City of Rapid City. Such guardrails shall be limited in height to the applicable maximum height for a fence or wall.