

STAFF REPORT

September 26, 2002

No. 02CA042 - Amendment to the Comprehensive Plan to change the future land use designation on a 0.0634 acre parcel from General Commercial to Office Commercial with a Planned Commercial Development

ITEM 25

GENERAL INFORMATION:

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| PETITIONER | Dream Design International, Inc. |
| REQUEST | No. 02CA042 - Amendment to the Comprehensive Plan to change the future land use designation on a 0.0634 acre parcel from General Commercial to Office Commercial with a Planned Commercial Development |
| EXISTING LEGAL DESCRIPTION | Commencing at the Southeast corner of Aladdin Heights Subdivision; thence South 89°58'26" West a distance of 93.96 feet along the South line of the Aladdin Heights Subdivision to the Point of Beginning; thence South 89°58'26" West a distance of 85.92 feet along the South line of the Aladdin Heights Subdivision; thence North 07°20'48" East a distance of 64.86 feet; thence South 50°22'03" East a distance of 100.79 feet returning to the Point of Beginning, located in Section 23, T1N, R7E, BHM, Rapid City, Pennington County, South Dakota |
| PARCEL ACREAGE | Approximately 0.0634 acres |
| LOCATION | East of Highway 16 and 1/4 mile north of Catron Boulevard |
| EXISTING ZONING | General Commercial District |
| SURROUNDING ZONING | |
| North: | General Commercial District |
| South: | Office Commercial District w/Planned Development Designation |
| East: | Office Commercial District w/Planned Development Designation |
| West: | General Commercial District w/Planned Development Designation |
| PUBLIC UTILITIES | To be extended |
| DATE OF APPLICATION | 07/17/2002 |

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REPORT BY

Vicki L. Fisher

RECOMMENDATION:

Staff recommends that the Amendment to the Comprehensive Plan to change the future land use designation on a 0.0634 acre parcel from General Commercial to Office Commercial with a Planned Commercial Development be approved.

GENERAL COMMENTS:

On July 12, 2002 the applicant submitted a Comprehensive Plan Amendment request to change the future land use designation on the above legally described property from General Commercial to Office Commercial with a Planned Commercial Development. On August 19, 2002, the City Council approved the request in conjunction with a Rezoning request to change the zoning from General Commercial District to Office Commercial District with a Planned Development Designation on the subject property. (See companion items #02RZ038 and 02PD035.) However, the legal description of the subject property, as submitted by the applicant, was incorrect. (The section, township and range information was not included in the legal description.) Staff has corrected the legal description and has brought the item back before the Planning Commission for review and approval.

The property is located approximately 350 feet east of U.S. Highway 16 and 1,320 feet north of Catron Boulevard and is currently void of any structural development. The property is a part of a proposed 86 acre development to be known as "Tower Ridge". On July 15 2002, the City Council approved a Preliminary Plat for Phase One of the development. However, the lot lines as shown on the plat document do not coordinate with the previously approved Rezoning, Planned Development and Comprehensive Plan Amendment boundaries. As such, the applicant has submitted several Comprehensive Plan Amendments, Rezoning requests and Planned Development Designation requests for Phase One in order to align the above referenced boundaries with the proposed lot line(s) as shown on the plat document.

STAFF REVIEW:

The South Robbinsdale Neighborhood Area Future Land Use Plan is a framework within which development and rezoning proposals can be measured and evaluated. The Plan is intended to guide the orderly growth of the community. The Future Land Use Committee has anticipated that in order for the plans to remain viable and to keep pace with a changing market place, periodic adjustments to reflect changing conditions will be required.

The Office Commercial designation will allow low intensity commercial activities with minimal impacts on residential neighborhoods and limited traffic impacts on the adjacent street network. Office commercial development at this location will provide a buffer between the proposed and existing general commercial development located north and west of the

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subject property and the proposed and existing residential development located east of the property. The Planned Development Designation will provide an opportunity to mitigate possible impacts on the residential neighborhood(s). In addition, rezoning the property to Office Commercial District will reduce the intensity of allowable commercial uses that are otherwise permitted in the General Commercial District.

Staff notes that Comprehensive Plan Amendments do not require direct notification of neighboring property owners; however, South Dakota Codified Law requires that plan amendments be advertised in a local newspaper. Staff will notify the Planning Commission at the September 26, 2002 Planning Commission meeting if this requirement has not been met.