

STAFF REPORT
July 22, 2004

No. 04SR047 - 11-6-19 SDCL Review to allow construction of signs on public property **ITEM 13**

GENERAL INFORMATION:

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| PETITIONER | City of Rapid City |
| REQUEST | No. 04SR047 - 11-6-19 SDCL Review to allow construction of signs on public property |
| EXISTING LEGAL DESCRIPTION | The West Boulevard right-of-way between St. Joseph Street and Kansas City Street and the West Boulevard right-of-way between St. Andrew Street and St. Patrick Street |
| LOCATION | Along West Boulevard |
| EXISTING ZONING | Public right-of-way |
| SURROUNDING ZONING | |
| North: | Public right-of-way |
| South: | Public right-of-way |
| East: | Public right-of-way |
| West: | Flood Hazard District |
| PUBLIC UTILITIES | City water and sewer |
| DATE OF APPLICATION | 06/25/2004 |
| REVIEWED BY | Todd Tucker / Curt Huus |

RECOMMENDATION:

Staff recommends that the 11-6-19 SDCL Review to allow construction of signs on public property be approved.

GENERAL COMMENTS: The subject property is located within the public right-of-way along West Boulevard. The applicant is proposing to install two signs indicating that the area is an Historic District. The proposed north sign will be located within the median of West Boulevard between Saint Joseph Street and Kansas City Street. The proposed south sign will be located within the median of West Boulevard between Saint Andrew Street and Saint Patrick Street. The applicant received approval from the Public Works Committee on June 15, 2004, City Council on June 21, 2004, Historic Preservation Committee on July 2, 2004 and the Historic Sign Review Committee on July 9, 2004. The applicant is now seeking an SDCL 11-6-19 Review approval to allow the construction of signs on public property.

South Dakota Codified Law 11-6-19 states that "...whenever any such municipal council has adopted a comprehensive plan, then no street, park, or other public way, ground, place, space, no public building or structure, no public utility, whether publicly or privately owned, if covered by the comprehensive plan or any adopted part thereof, shall be constructed or authorized in the municipality or within its subdivision jurisdiction until and unless the

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location and extent thereof shall have been submitted to and approved by the Planning Commission". As previously indicated, the proposed construction is on publicly owned land requiring that the Planning Commission review and approve of the proposed construction.

STAFF REVIEW: Staff has reviewed the proposed SDCL 11-6-19 Review as it relates to the applicable provisions of the Rapid City Municipal Code and has noted the following issues:

Sign Location and Design: The proposed signs will have an overall height of approximately five feet and width of approximately eight feet. They will be set in a 12 feet by six feet brick base. The design of the proposed signs will be consistent with other signs on public property, in particular the sign located at Wilson Park. Staff noted that the proposed signs are not located within the sight triangles. However, staff also noted that the location of any underground utilities should be identified including the existing sprinkler system prior to installation of the signs. Staff noted that the required Right-of-Way permit has been reviewed and approved.

Staff recommends approval of the SDCL 11-6-19 Review.