

STAFF REPORT
October 21, 2004

No. 04SR055 - 11-6-19 SDCL Review to allow installation of banners on twelve light poles along East St. Joseph Street **ITEM 9**

GENERAL INFORMATION:

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| PETITIONER | Michael Gebeke for South Dakota School of Mines & Technology |
| REQUEST | No. 04SR055 - 11-6-19 SDCL Review to allow installation of banners on twelve light poles along East St. Joseph Street |
| EXISTING LEGAL DESCRIPTION | East St. Joseph Street Right-of-way |
| LOCATION | 501 E. St. Joseph Street |
| EXISTING ZONING | Right-of-way |
| SURROUNDING ZONING | |
| North: | Right-of-way |
| South: | Right-of-way |
| East: | Right-of-way |
| West: | Right-of-way |
| PUBLIC UTILITIES | City water and sewer |
| DATE OF APPLICATION | 09/30/2004 |
| REVIEWED BY | Todd Tucker |

RECOMMENDATION:

Staff recommends that the 11-6-19 SDCL Review to allow installation of banners on twelve light poles along East St. Joseph Street be approved with the following stipulations:

1. The proposed mounting brackets shall be installed as per the manufacturers specifications;
2. The proposed banners shall be no larger than 30 inches wide by 60 inches in height; and,
3. Prior to Planning Commission approval, the applicant must provide documentation that the installation and maintenance of the banner brackets and banners will be the responsibility of the South Dakota School of Mines and Technology.

GENERAL COMMENTS: The subject property is located within the public right-of-way along Saint Joseph Street. The applicant is proposing to install spring loaded banner mounting brackets and banners on 12 existing light poles located on the south side of Saint Patrick Street between Birch Avenue and Saint Charles Street. The applicant is seeking an SDCL 11-6-19 Review approval to allow the installation of banner mounting brackets and banners on existing light poles located on public property.

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on twelve light poles along East St. Joseph Street**

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

Light Pole Brackets: The submitted elevation drawing shows the mounting brackets to be located a minimum of 20 feet above ground on the existing light poles. The proposed brackets will extend approximately three feet from the light poles. The proposed brackets will accommodate a three foot wide by five foot high banner. The applicant has indicated that the brackets will be spring loaded to accommodate strong winds.

Banners: The applicant has indicated that the maximum size of the proposed banners will be 30 inches wide by 60 inches high. The applicant has submitted examples of the proposed banners which are blue and yellow in color. The proposed banners will advertise events for the South Dakota School of Mines and Technology.

Sign Building Permit: Section 15.28.080 of the Rapid City Municipal Code provides that signs required or specifically authorized for a public purpose, which may be of any type, number, area, height above grade, location, illumination, or animation are exempt from the requirement for a Sign Building Permit. Staff noted that the proposed signs are for the purpose of promoting a public school, they are for a public purpose and thus do not need a Sign Building Permit.

Installation and Maintenance: As previously indicated the proposed banner brackets and banners will be located on existing light poles within the public right-of-way. However, the proposed banners will provide advertising for the South Dakota School of Mines and Technology. Prior to Planning Commission approval, the applicant must provide documentation that the installation and maintenance of the banner brackets and banners will be the responsibility of the South Dakota School of Mines and Technology.

Staff recommends approval of the SDCL 11-6-19 Review with the above stated stipulations.