

STAFF REPORT  
April 21, 2005

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**No. 05PL041 - Preliminary Plat**

**ITEM 9**

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GENERAL INFORMATION:

PETITIONER	D.C. Scott Co. Land Surveyors for Wayne Householder
REQUEST	<b>No. 05PL041 - Preliminary Plat</b>
EXISTING LEGAL DESCRIPTION	Lot A of Gravatt Subdivision located in the SW1/4 NW1/4 and in the N1/2 SW1/4 of Section 24, T1N, R8E, BHM, Pennington County, South Dakota
PROPOSED LEGAL DESCRIPTION	Lot AR of Gravatt Subdivision, dedicated Anderson Road right-of-way and dedicated Dunn Road right-of-way and vacated 33' right-of-way located in the SW1/4 NW1/4 and in the N1/2 SW1/4 of Section 24, T1N, R8E, BHM, Pennington County, South Dakota
PARCEL ACREAGE	Approximately 3.27 acres
LOCATION	At the intersection of Anderson Road and Dunn Road
EXISTING ZONING	Low Density Residential (Pennington County)
SURROUNDING ZONING	
North:	General Agriculture District (Pennington County)
South:	General Agriculture District (Pennington County)
East:	General Agriculture District (Pennington County)
West:	Suburban Residential District (Pennington County)
PUBLIC UTILITIES	None
DATE OF APPLICATION	2/25/2005
REVIEWED BY	Todd Tucker / David L. Johnson

RECOMMENDATION:

Staff recommends that the Preliminary Plat be continued to the **May 5, 2005** Planning Commission meeting.

GENERAL COMMENTS: **(April 11, 2005 Update)** This item was continued at the April 7, 2005 Planning Commission meeting to allow time for the applicant to make the necessary plat revisions and provide the required additional information. As of this writing, the applicant has not submitted a revised plat or any additional information.

**On April 6, 2005, staff met with the applicant to discuss the necessary plat revisions and the additional information needed. As of this writing, the applicant has not submitted a revised plat or the additional required information.**

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(This Staff Report was revised on March 29, 2005. All revised and/or added text is shown in bold text.) This item was continued at the March 24, 2005 Planning Commission meeting to allow time for the applicant to make the necessary plat revisions and provide the required additional information. As of this writing, the applicant has not submitted a revised plat or any additional information.

The subject property is located at the northeast corner of Dunn Road and Anderson Road. The subject property is located outside of the City of Rapid City Limits; however, it is located within the three mile platting jurisdiction. The applicant has submitted a Preliminary Plat to create a 3.268 acre parcel leaving the remaining land as an unplatted non-transferable balance. In addition, the applicant has submitted a Variance to the Subdivision Regulations (05SV021) to waive the requirement to install curb, gutter, sidewalk, street light conduit, water, sewer and additional pavement along Anderson Road and Dunn Road.

**STAFF REVIEW:** Staff has reviewed the Preliminary Plat and has noted the following considerations:

**Zoning:** As previously noted the subject property is located outside of Rapid City. The majority of the proposed lot is currently zoned Low Density Residential with the remaining portion being zoned General Agriculture. Prior to Final Plat approval the portions of the subject property currently zoned General Agriculture must be rezoned to Low Density Residential through the Pennington County Commission.

**Anderson Road:** Anderson Road is classified as a proposed collector street requiring that it be located in a minimum 60 foot wide right-of-way and constructed with a minimum 24 foot wide paved surface with curb, gutter, sidewalk, street light conduit, water and sewer. Currently, Anderson Road is located in a 76 foot wide right-of-way and is constructed with an approximate 20 foot wide paved surface. Staff is recommending that prior to Preliminary Plat approval by the City Council, road construction plans showing the installation of four additional feet of paved surface, curb, gutter, sidewalk, street light conduit, water and sewer along Anderson Road be submitted for review and approval or a Variance to the Subdivision Regulations must be obtained.

**Dunn Road:** Dunn Road is classified as a proposed collector street requiring that it be located in a minimum 60 foot wide right-of-way and constructed with a minimum 24 foot wide paved surface with curb, gutter, sidewalk, street light conduit, water and sewer. Currently, Dunn Road is located in a 68 foot wide right-of-way and is constructed with an approximate 20 foot wide paved surface. The applicant is requesting that a portion of the Dunn Road right-of-way be vacated leaving a 52 foot wide public right-of-way. Staff noted that the proposed 52 foot wide Dunn Road is not centered on the existing paved portion of Dunn Road which will not allow for road side maintenance of Dunn Road. As such, staff recommends that the Dunn Road right-of-way be centered on the existing pavement section. Prior to Preliminary Plat approval by the City Council, road construction plans showing the installation of four additional feet of paved surface, curb, gutter, sidewalk, street light conduit, water and sewer along Anderson Road be submitted for review and approval or a Variance to the Subdivision Regulations must be obtained.

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Required Signatures: As previously noted the applicant is proposing to vacate a portion of the Dunn Road right-of-way as part of this plat. One of the requirements to vacate a portion of a public right-of-way require that all affected property owners on both sides of the right-of-way must sign the vacation petition indicating approval of the vacation. As of this writing, the property owner on the south side of the Dunn Road right-of-way has not signed the vacation petition. As such, staff recommends that this item be continued to the April 7, 2005 Planning Commission meeting to allow time for the applicant to obtain the necessary signatures on the vacation petition to vacate a portion of the Dunn Road right-of-way.

Drainage: Staff noted that there is an natural drainage way located at the northern portion of the proposed lot which carries a large portion of Green Valley Estates. As such, prior to Planning Commission approval, a major drainage easement must be created on the proposed plat to accommodate the existing drainage way located on the northern portion of the proposed lot.

Topography Plan: The applicant submitted a topography waiver form with the application; However, the form was not signed by an authorized representative from the City of Rapid City. Staff noted that there are major issues regarding the topography and drainage of the subject property. As such, staff recommends that this item be continued to the April 7, 2005 Planning Commission meeting to allow time for the applicant to submit a detailed drainage plan as required by City ordinance.

Site Plan: The applicant did not submit a structural site plan with the application. Staff noted that there are existing structures on the subject property that may encroach into the front yard setback. Staff also noted that there may be a drainfield or well providing service for the existing structures on the site. As such, staff recommends that this item be continued to the April 7, 2005 Planning Commission meeting to allow time for the applicant to submit the required structural site plan showing the location of all existing structures and any drainfields or wells located on the subject property.

Non-Access Restriction: The applicant's submitted plat does not indicate any non-access restrictions on the subject property. Staff noted that a 75 foot wide non-access restriction must be placed along Anderson Road and Dunn Road, as per the Street Design Criteria Manual, as they are both classified as proposed collector streets on the Major Street Plan.

Staff recommends that the Preliminary Plat be continued to the **May 5, 2005** Planning Commission meeting to allow time for the applicant to make the necessary plat revisions and provide the required additional information.