August 30, 2007

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Rapid City Growth Management Department

Planning & Zoning Board 300 Sixth St. Rapid City, SD 57701

To the Members of the Planning & Zoning Board:

It has come to our attention that the Dakota Canyon Market Place Development is requesting money in their TIF District for a nature preserve which in part involves the Enchanted Hills Commons Area. On behalf of the members of Enchanted Hills Homes Association, we, the Enchanted Hills Board, would like to make you aware that we have never been formally asked by the developer, Whittingham & Lestrange, LPI, to donate our commons land for their park or "nature preserve area." After polling our members, we find that the majority of our members prefer to keep the commons area around our development. Furthermore, we have no desire to have any trailheads in our development as the increased traffic would be unacceptable.

Since our commons area has been included in the T.I.F. district boundary for the Dakota Canyon Market Place, we would respectfully request that this area be removed from the T.I.F. district.

We appreciate your consideration.

Thank you.

Sincerely,

ENCHANTED HILLS HOMES ASSN. BOARD

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Tim Rogers, Pres. Joe Willett, Vice-Pres. Diane Dahl, Secretary Shannon Willet, Treasurer Jesse Hamm, Board Member

August 31, 2007

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Rapid City Growth Management Department

Rapid City Planning Commission

Please find attached to this cover letter the signatures, names and addresses of residents who currently live in close proximity to the proposed Dakota Canyon Market Place Development. It has come to our attention that an application has been made for a T.I.F. District.

As you can see by the size of this informal petition of 138 names there are more than a mere handful

of people who are VERY concerned about the many negative aspects this project will have on our long time established neighborhoods made up of hundreds of homes, three Churches and Church Schools, and smaller neighborhood retail stores. We fully expect that more commercial development will take place in our area on the lands already designated as commercial property running along Highway 16 South to the intersection of Catron Blvd. We have no problem with development that is "appropriate" to the size of this area.

We would suggest that this particular area of our city is unique and should not be rearranged and adversely impacted as drastically as is being proposed by this developer. We, as citizens of this beautiful city should have the foresight, input and use our common sense as we continue to mold and create a city that we can be proud of.

Let us not be pressured into making hasty decisions that we will regret at a later time. We are calling on your wise decision making abilities as you represent the interests of our great city. We would urge you to give this your utmost deliberation as it affects the use of our taxpayers dollars. We would strongly recommend a vote against this particular TIF application.

Thank you for your attention to this most serious matter.

Respectfully yours,

Enchanted Hills and Highway 16 South Residents per petition

We, the undersigned, are opposed to the construction and development of any kind of large 24-hour department store at the Tower Ridge site off of Highway 16 South in Rapid City.

This site is directly adjacent to the established residential subdivision known as Enchanted Hills and very near the Enchantment Road entrance.

We have several concerns that will have various negative impacts upon this long-time neighborhood of Rapid City.

Traffic and safety issues: The existing streets are not built for this kind of load and are not wide enough to support the heavier traffic. There is also the safety issue for the neighborhood children and those of the nearby established Christian schools.

Property values: The value of hundreds of homes will be affected by the increased traffic, noise and light pollution due to the location of such a large store.

Lot Size: This relative side-hill site is very inappropriate for the size of this store and the parking areas that will be required to support this store.

Year-Round Pollution: There will be light, noise and water pollution from the storm water runoff of many acres of concrete with resultant destruction of ravines, ponds, two natural springs and the forested area below this location.

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Address Printed Name Name 533 Enchantment Rd Hohn Stanley J. Hohn Stanley_ 428 ENCHANT MENT READ Iora Mickel VLORA NICKEL They we thank tothe Thomas MHoughton I 415 Encharant Rd. Silly Houghton Tilly Houghton 415 Enchantment Rd. 5311 Dan Christy Lane Umold Meyer Arnold Meyer Many Watson Mary Watson 4515 Enchanted Pins duane Stephing DIANE STEPHENS 4778ENCHANTEd PINES DR 4880 Enchanted Pines Brian Krim Kent Than David Revelts 1 Jourd Reyest 4801 Enchanted Pines Dr 4801 Enchanted Anes Marguerito Kuytte Marguerite Keyelts 4844 Exhanted Pines Du. Gerald Butz , Maryk. Butz 4844 Enchanted Pines Dr. Mary K. Buts, Keenan Dohn 4920 Enchanted Pores. eenan. Serve Lavonne M. Biegler 5080 Enchanted Vines. Emily Tillotson Emily Tillotson 1200 Enchantment Road John J. MAAS 1100 Ewchantment Rd. hary 1100 Enchantment Bd. inda Maas mars BRYAN COYLE MI Enchantment Rd. ungen Ensteen 611 Englavinger RS Jom Lian IP 4940 S Hury 16

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<u>Printed Name</u> **Address** <u>Name</u> 130 Enchantment Kd. 648 Enchantment Rd. Linetle Quast 900 Enchantment Rd . lius 900 Enchantment R. Margo J Julius lien 5202 Cale Ct Toterson Joseph Gersic 5202 Calo Gt 419 Enchantment Rel Angel Jacobson 5502 Knigge / Michaie K. Knigge 4800 ExCHANTED PINES DR. GHANE_ Lori Daane 4810 Enchanted Pines Dr. aano, yrasie 4818 Enchanted Piner Dr Yom 4962 Enchanted Pines Dr. namt land 1125 Enchartment Rd Ruth methnis Retto McInnis Steve motions Steve motions 1125 Enchantment Rd Maguese C 630 Enchantment Pch · Q · Levih maguite ray tonto 519 Enchantment Rd. na. lan Kd. Tonto 519 Enchanting t Berghund 5501 BERG LUNG QC 7. Louise Kelley 1919 Highwood Margaret M. Kovarik 2102 Highwood ovari 2102 Healwood mand

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Printed Name Address <u>Name</u> JERRY Godfrey 1396 PANORAMACL. Joyce Godfrey 1396 Panorama Circle Juan Myers 1409 Panorama Circle. Kevin Myers 1409 Panorama Civile. Mary anothomburg Mary Ana Thornhurg 1424 Panarama Cir. G Michael Centry 1308 Parame Juanita Conley 1208 Panorama Cirde OENISON 1316 PANOTAMA, Deneson MARILYN 1316 A. DeNISON hun Steve ANORAMA (1 Cir autorna 31 Mut schol Seel estecholtonin 1340 andian ison Paupraa (n Harrow Paristania G-Xan Lecy 1355 LeyUL Kre. / Hecer 1385 Kallorama (2 Vici___ migman Norma Brugman 1388 Tandrama Bruce Bruce Brugman 1388 (Pan'ovama Circle Mancy Crist Nancy CRIST 1414 Panorama Micha Dol Gust Richard L. Crist 1416 Panorama Cir

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Printed Name Address <u>Name</u> JEFF LOSCE/ES 5224 Ridgeview R.S. RLSD 57761 JEFF LOSCELLES Shommon Willert 916 Ridgeview Ct Shanna Willett 916 Ridgeview Ct RCSD 57701 Joseph DW. 11ett 5164 RidgeviewRd, RC, SD 51114 Kathy Blacm 5164 Kidgeview Rd. R.C. S Bloom Je. 908 Ridgeview (+ R(SD thinks Joel 908 Ridgeview (+ R(SD Donna Hanks Type K Goodand STEPHENK. GoodBirly 5148 Ridgevier RC. 5.051701 Souduit, Wanda M Goodrich 5148 Ridgeview Rd RC5770, Janden William F. Damboury 5124 Ridgeview Rd RC 57701 Sharling C. Namboney Sharline C. Dambowy 5124 Ridgeview Rd RC 57701 5116 RiggeviewRd RC 57701 4911 Encharted Knes DR#51 MARKS

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tray livents f	Troy Weinkauf	1425 Panarama Circle
Amath	Tim Matthew	1341 Panprama Circle
Shannenmatthe	Jako Shannon Multhea	1341 Panerama Circle
Salle	David H. Dolan	1000 Enchastment Rd
Mour Ma M	Theresa M. Ouhl	1333 Panorama Circle
19 pl	-Tohn C Richardson	5108 Ridgeview Rd.
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<u>Printed Name</u> <u>Address</u> Name DOD Enchantment RI prin N. Bolan 1000 Exchantment Dolan NEHL 1409 PANORAMA CIRCLE KAREN NEHL 1408 JOANA LIREE aren Licht Panorama 27 5169 Ridge view Ra 5164 RichellewRC OCAN thing 1 JOHN CR055 932 RIDGEVIEW CT Cross und, Bule Edkik WARAENA, BUCK ELK, SR. 924 AJOGENTEN COURT 5/17 Ridgeview Road DEAN R MARIEHA

To the Rapid City Planning Commission

Regarding Dakota Canyon Marketplace T.I.F.

A blighted area: If this is true, all of he Black Hills is a blight. The 150ft canyon below my home, some 30 million years old, is covered with grass, bushes and trees to hold the soil. This basin is a collector for water going into the Iayan Kara formation providing drinking water to local residents.

If the building site is covered with a 206,000 sq. ft. building and large parking lot approximately 33 acres of total non-porous material and we receive a 2" rain, it equates to 5.5 acre ft. of water, which translates to 1.9 million gallons of water. We have had two such rains in the last three weeks plus an additional 1" thrown in for a total of 5". We had no flooding that I have heard about. Piedmont and Hermosa were not so lucky.

If your job is growth planning for Rapid City, I doubt you will ever see three shopping malls end-to-end- along an interstate plus a possible Cabella's. That is 26 million sq. ft. of new shopping space. The profit from most of the stores will leave South Dakota. We need some manufacturing that creates wealth, not spends it.

At the very least I would request a postponement with a local hearing including the decision from the Corp. of Engineers on the application for the development. \$16.6 million is a lot of money to come out of future taxes for this cause. If it is such a great idea, the developer and contractors should be able to raise the money.

Respectfully yours,

Dale alfenson

Dale a. Jensen

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AUG 3 1 2007

Rapid City Growth Management Department -----Original Message----- **From:** Steve Denison [mailto:sdenison@rap.midco.net] **Sent:** Thursday, September 06, 2007 12:56 PM **To:** planning.commission@rcgov.org **Subject:** Comments made at Planning Meeting September 6, 2007

Steve A. Denison 1316 Panorama Circle Rapid City, SD 57701

Request for non-approval of the TIF request made by Lestrange and Whittingham for Dakota Market Canyon Market Place.

It is my concern that with the proposed site prep-work and future construction on the Southwest Quarter of Section 23 and Northwest Quarter of Section 26, Township 1 North, Range 7 East, latitude 44-0134.1770, longitude 103-14-32.5123, Pennington County, South Dakota not enough impact assessment has been done to mitigate future problems with drainage in the Enchanted Hills Commons area and fishery or the eventual impact to the Rapid Creek.

The proposed project will have an impact on the adjacent drainage owned by the homeowners of the development I live in. As a homeowner, my family and I are part owners of the pond and associated wetland area in the draw bottom of our commons area. This pond is a viable watershed fed by two active springs that flow year round in an area of the proposed fill. These spring areas are an important source of water for the wildlife (deer, turkeys, coyotes, birds, and raptors) that inhabit the wooded and wetland area. Our pond has a self-sustaining population of fish and associated wetland wildlife. The pond provides fishing for the families and children of the development as well as a great swimming hole, like yesteryears. The commons area also includes an area that is upland wooded and similar to the wooded draws along the Missouri River drainage. I question if Lestrange & Whittingham have a storm water construction plan that will control impacts to our wetland area. Project plans I have looked at propose removal of natural vegetation and putting in 33 acres of paved parking lot. With the removal of all the natural vegetation storm run-off will go from 23% to 90-95%, which will be added to the run off from the adjacent highway. Constructed holding basins should be capable of holding at the least the run off for a 500-year event, like the June 9, 1972 storm especially in light of the recent flood events in Piedmont and Hermosa areas. These holding ponds should be constructed at the least to contain the runoff from an 8" per rainfall event. Not only am I as a homeowner concerned with runoff retention, I have concerns with the water quality in these holding ponds. Included with this run-off will be the associated parking lot oil and grease, Mg-Na-Ca (parking lot sanding material), ethylene glycol (vehicle antifreeze), TSS (total suspended solids) & TDS (total dissolved solids) from parking lot sanding materials. These pollutants have the potential to damage plants and impact wildlife around the pond/wetland areas. Not only should these ponds hold a 500-year event without failing they should be lined with Bentonite clay and this topped with a rubber membrane to prevent lateral movement of runoff. The reason for this is the under burden soil is mostly clays and shale tipped on edge due to the Black Hills uplift. Because of the potential for these soil plates slip and slide as they get wet the increased wetting from the ponds can cause slough failure events. Example: The north end of Skyline drive a few years ago when several house were sliding down the hill. They are on the same soil type as the proposed development.

One of the other concerns is that in 1992 Coleman-Frizzell Company, now Black Hills Gold Jewelry by Colman applied for and received a permit to construct several Class V shallow injection wells. These wells are located across the highway from the proposed sight of earth clearing, grading, cut, fill and blasting. My concern is with the blasting. Will these blast cause tremors large enough to cause bedrock fractures that will allow the commercial facilities waste to move laterally across the highway and into our drainage or the drainage adjacent to NAU? Is the contractor aware of these wells or the wells located at the Stamper gold company? Has anyone on the TIF committee seen any of the required annual reports or analysis that is required to be done semi-annually?

I also would request that an environmental impact study be conducted on the impacts of the proposed development to the recharge of the Inya Kara, aquifer. How will these impacts be mitigated as related to the Rapid City drinking water source? Along with this impact study, I would request that the impact to the Rapid Creek watershed be studied. Even though this drainage area is several miles from Rapid Creek, it is eventually impacted.

Included with the developed area is the removal of the wooded areas. These wooded areas within the proposed area provide habitat for the resident deer and turkeys as well as a year round population of Great Horned owls that stop and raise young in nest areas that have been in use for the 24 years I have owned my lot and home. It is a real treat to listen to the owls in the early morning when going to the paper box to get the daily paper. Just about any day it is also possible to see raptors and scavengers circle on the updrafts from the canyon. As far as I have been able to determine no survey has been for endangered or threatened species, historic properties, i.e. Indian plant collection sites on the Medicine Ridge portion, as well as the proposed development area.

The dense wooded bottom areas provide thermal cover in the winter as well as cooling bedding areas during the hot days of summer for wildlife. Some of the areas of the canyon have cliff areas that provide roosting and breeding areas for bats and swallows. With the loss of these bats and swallows, the population of mosquitoes (possibly carriers of West Nile Virus) will increase. Will the loss of this wildlife habitat increase the number of deer in the city and along the Highway 16 hill? How many more dollars will the city have to spend to eliminate nuisance deer?

It is very apparent that this project is not been well thought out concerning the environmental impacts. Some of the homeowners in the Enchanted Hills development received notices from the Army Corps of Engineers about a pending permit. The Corps requested comments from the public, Federal, State and local agencies to evaluate the impacts of this project. Comments were to be used to determine if there was a need to hold a public hearing. None of the respondents has received any information from the Corps of Engineers concerning any information that may have been collected and no public hearing has been scheduled. As this project will affect us, I feel the need for a public hearing with the Corps of Engineers before any TIF is approved, or movement of soil or construction is started.

Why should we as Tax Payers pay for the soil movement proposed.

Hydrology and soil information was obtained from the USGS Rapid City, SD office through personal communication.

Steve Denison

07TI016 / 07TI017

-----Original Message----- **From:** stephens@rapidnet.com [mailto:stephens@rapidnet.com] **Sent:** Thursday, September 06, 2007 4:19 PM **To:** planning.commission@rcgov.org **Subject:** TIF? tsk tsk!!

To All members:

When I bought my 10 acres in Enchanted Hills in 1982, friends thought I was out of my mind wanting to live "in the country" far from the grocery store, etc. They asked if I would even be able to get electricity out there on the prairie.

Those were the good old days!

Now I feel like every reason I bought out there in the first place is coming back to haunt me because the city sees only \$ revenue in allowing more and more high dollar business deals to occur in Highway 16. My taxes have continued to increase based on the housing developments that are surrounding me from all directions. The more that commercial ventures take over the land along Highway 16, the more the property values increase. Where's my TIF?

The Enchanted Hills commons area is one of the last remaining virgin acreages in our district and has become home to wildlife that have already been run out of their habitat since city annexation. Personally, I like my turkeys, my deer, my mountain lion, and the bobcat who peers in my patio doors on Thanksgiving Day. Do I dare admit I have a natural stock pond on my acreage? Or will some developer want city assistance to deem my property "blighted" land so they can build a resort around my water?

I scraped and saved for 10 years before I could finally afford (on a teacher's salary) to buy land near Rapid City where my horses could roam. I welcomed the open land, the lack of neon lighting, the sounds of frogs and crickets in the evening and minimal highway noise after the tourist traffic din wanes. I like thinking I am still in a relatively small-business area, some of which were there before I was.

"NOT IN MY BACKYARD" sounds so cliché. But Enchanted Hills **IS** a neighborhood of backyards and mega-store development does not belong in anyone's back yard! Not within the inner city and not within Rapid City metro residential.

Imagine how you would feel if my magic wand moved the entire Rushmore Mall complex right across the street from **YOUR** house. Be afraid. Be very, very afraid!

Thank you,

Sunny Stephens 4770 Enchanted Pines Drive Rapid City, SD 57701

-----Original Message----- **From:** Bill Dambowy [mailto:bdambowy@rap.midco.net] **Sent:** Wednesday, September 12, 2007 8:17 PM **To:** planning.commission@rcgov.org **Subject:** Presentation to planning commission on September 6, 2007

September 12, 2007 Rapid City Planning Commission RE: Dakota Canyon Marketplace

Bill Dambowy 5124 Ridgeview Rd. Rapid City, SD 57701

One month ago I decided to look into TIF to find out what all the buzz was about. I did not anticipate what I would find. The following identifies some of my concerns.

- 1. How extremely uninformed I was.
- 2. How Rapid City has handed out TIF's like they were candy to children. Rapid City has more TIF's than all other communities in the state combined. Multiple times more.
- 3. Created in 1978 with original intent to encourage developers to build infrastructure, low income housing, etc. by offering tax incentives to go into blighted areas, where they weren't likely to go otherwise, without an incentive. ORIGINAL INTENT was for PUBLIC PROJECTS NOT private enterprise.
- 4. Under General Rules of the TIF Program #3 " The Developer is responsible for acquiring all necessary financing. The City assumes no responsibility for the repayment of any loan or bond BEYOND the tax allocations outlined in the PROJECT PLAN." That amount equals \$16.6 million for this project alone.
- 5. Most APPALLING piece came from the minutes of the August 3, 2007 meeting of the TIF Committee in which it recommended approval "with blight identified as the steep and uneven terrain of the property and the soils and subsurface that are not appropriate for building." In my opinion this is the most egregious overstepping of the guidelines put forth by TIF ever.

Surely, there is a more appropriate location for this project or a more suitable development for this area that would not require moving thousands and thousands of yards of dirt, rock and soil.

I, like many of my neighbors, enjoy the raw natural beauty of this canyon and that's why I moved here 5 years ago.

You as the planning commission speak for all citizens, both informed and uninformed. Please vote this project down.

Respectfully, Bill Dambowy

07TI016 / 07TI017

-----Original Message-----From: Kent Kennedy [mailto:kentk@rap.midco.net] Sent: Wednesday, September 19, 2007 12:03 PM To: planning.commission@rcgov.org Subject: No. 07TI016 - Dakota Canyon

Commissioners

Please vote no on the TIF for No. 07TI016 - Dakota Canyon.

TIF moneys should be used only for extention of public services and not for private development on private land. Even though the voters approved the Cabela's TIF does not indicate an approval for this TIF. The developer has chosen a property that the topography does not justify the scale of development that he wishes to place there. Providing public moneys to create a developable site at the scale he wants for this particular site is not the responsibility of the public. The developer has chosen the wrong site for the extent of development he would like to provide. There is other lands near this site that do not have the site difficulty that this site has that would not require the public to finance his site development.

Please vote no on No. 07TI016 - Dakota Canyon.

Kent Kennedy Kennedy Design Group Inc. 4955 Enchanted Pines Drive Rapid City, SD 57701 605.342.5314 kentk@rap.midco.net