

STAFF REPORT

June 4, 2009

No. 09SR045 - SDCL 11-6-19 Review to install an eight inch water main in the public right-of-way **ITEM 13**

GENERAL INFORMATION:

APPLICANT	City of Rapid City
AGENT	FMG, Inc.
PROPERTY OWNER	N/A
REQUEST	No. 09SR045 - SDCL 11-6-19 Review to install an eight inch water main in the public right-of-way
EXISTING LEGAL DESCRIPTION	Public rights-of-way for West St. Louis Street between Nordby Lane and 38th Street, 38th Street between West St. Louis Street and Lime Creek Drive and Lime Creek Drive between Platt Street and 38th Street all located in the S1/2, Section 33, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota
PARCEL ACREAGE	N/A
LOCATION	West of Sturgis Road, south of West Chicago Street and north of West Main Street
EXISTING ZONING	Low Density Residential District
SURROUNDING ZONING	
North:	Low Density Residential District
South:	Low Density Residential District
East:	Low Density Residential District
West:	Low Density Residential District
PUBLIC UTILITIES	City water and sewer
DATE OF APPLICATION	5/8/2009
REVIEWED BY	Travis Tegethoff / Mary Bosworth

RECOMMENDATION:

Staff recommends that the SDCL 11-6-19 Review to install an eight inch water main in the public right-of-way be approved.

GENERAL COMMENTS:

The City of Rapid City has submitted SDCL 11-6-19 Review to install approximately 1,100 feet of 8 inch water main in the public right-of-way west of Sturgis Road between West Chicago Street and West Main Street.

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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". The proposed construction is a public utility 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:

Water Main: Water plans prepared by a Registered Professional Engineer showing the extension of an 8 inch water main between West Chicago Street and West Main Street in the public right-of-way has been submitted for review and approval. Staff noted that the proposed construction appears to be in accordance with City Standards.

Staff finds that the location and extent of the proposed utility is in compliance with the adopted Comprehensive Plan and adopted regulations. As such, staff recommends that the SDCL 11-6-19 Review to install a water main in public right-of-way be approved.