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MINUTES OF THE
RAPID CITY PLANNING COMMISSION
June 11, 2009

MEMBERS PRESENT: Gary Brown, Julie Gregg, Thomas Hennies, Dennis Landguth, Linda Marchand, Andrew Scull and Karen Waltman.

STAFF PRESENT: Marcia Elkins, Bob Dominicak, Dale Tech, Tim Behlings, Mike Schad and Carol Campbell.

Waltman called the meeting to order at 7:00 a.m.

1. No. 09SE004 - Rapid City Greenway Tract

A request by Black Hills Heritage Festival to consider an application for a **Special Exception to the Flood Area Construction Regulations to allow temporary structures in the flood plain** on Tract 20 less Lot H1 of the Rapid City Greenway Tract, Section 36, T2N, R7E, BHM, Rapid City, Pennington County, South Dakota, more generally described as being located north of Omaha Street between North Mount Rushmore Road and Fifth Street in Memorial Park.

Tech presented the staff recommendation to deny the Special Exception request. Tech stated that the temporary structures would not be in the hydraulic flood way but would be in the floodplain. Tech identified the location of the proposed craft and food vendors on the property. Tech reiterated that the vendors would not be in the floodway. Tech stated that the temporary structures cannot be certified as adequately flood proofed. Tech restated that staff recommends that the Special Exception request be denied.

In response to Scull's question, Elkins stated that in prior year's events the applicant did not apply for the Flood Plain Development Permit as required.

Hennies moved, Marchand seconded to approve the Special Exception to the Flood Area Construction Regulations to allow temporary structures in the flood plain.

Dan McElroy, the applicant thanked the Planning Commission for their consideration.

Elkins reviewed stipulations of approval on other Special Exception requests on the subject property.

Hennies moved, Marchand seconded and unanimously carried to recommend that the Special Exception to the Flood Area Construction Regulations to allow temporary structures in the flood plain be approved with the following stipulations:

1. **That the event will be stopped and the structures removed if ordered by the Police Chief, Fire Chief, Mayor, Emergency Management Director or the Public Works Director; and,**
2. **That the structures for the event be removed that evening after the**

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event has ceased. (7 to 0 with Brown, Gregg, Hennies, Landguth, Marchand, Scull and Waltman voting yes and none voting no)

There being no further business, Landguth moved, Marchand seconded and unanimously carried to adjourn the meeting at 7:08 a.m. (7 to 0 with Brown, Gregg, Hennies, Landguth, Marchand, Scull and Waltman voting yes and none voting no)