



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-5035

Engineering Services

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MEMORANDUM

TO: Robert Ellis PE/PTOE, Public Works Director

FROM: Dale Tech PE/LS, City Engineer *DT*

SUBJECT: Exception Request, Proposed Lot 8, Block 2, The Villagio at Golden Eagle

DATE: October 24, 2008

An Exception Request for the installation of non conforming water and sewer service lines has been submitted for your action.

It appears the Exception Request for non-conforming water and sewer lines is referencing Sections 8.3(K)(7) and 9.3(K)(6) of the Standard Specifications as amended on December 17, 2007 by City Council.

The exception process identified by the December 17, 2007 amendment to the Standard Specifications includes a provision for the Public Works Director to allow non conforming service lines if three conditions are satisfied. The December 17, 2007 amendment is attached.

I have reviewed the Exception Request and recommend that the request be denied for the following reasons:

1. A utility easement for the proposed service lines does not exist.
2. Covenant agreements consenting to an assessed project have not been produced.
3. The proposed plat of Lot 8, Block 2, of The Villagio at Golden Eagle, could include a portion of Lot 7, Block 2, of The Villagio at Golden Eagle, which would make the proposed service lines conforming. Since the owner of Lot 7 must grant the easement to the owner of Lot 8, it seems the owner of Lot 7 would consider dedicating the same area by platting so they would not be paying taxes on the portion of the lot if the easement was dedicated.
4. In my opinion, it does not appear that extraordinary circumstances exist that makes compliance to the Standard Specifications impractical.

08EX114

08PL13