STAFF REPORT

September 6, 2001

No. 01AN016 - Petition for Annexation   **ITEM 11**

GENERAL INFORMATION:

PETITIONER	City of Rapid City
REQUEST	**No. 01AN016 - Petition for Annexation**
LEGAL DESCRIPTION	Annexation of Lot H1, Lot H2, Old Highway as shown on Plat of Lots 1 & 2, Lot H1 of Lots 7 & 8, Lot H1 of Lots 3,4,5, & 6, Lot H1 of Lot B of Lot 1, and Lot 2, all located in the NW1/4 SW1/4 Section 32, T2N, R8E, BHM, Pennington County, South Dakota; and Lot H1, Lot H1 of Tract B, Lot H1 of Tract A all located in the SW1/4 SW1/4 Section 32, T2N, R8E, BHM, Pennington County, South Dakota; and Cambell Street ROW lying in the W1/2 SW1/4 Section 32, T2N, R8E, BHM, Pennington County, South Dakota; and Lot H1 of Lot A, NW1/4 NW1/4 Section 5, T1N, R8E, BHM, Pennington County, South Dakota; and Cambell Street ROW lying in the NW1/4 NW1/4 Section 5, T1N, R8E, BHM, Pennington County, South Dakota
PARCEL ACREAGE	Approximately 7.74 Acres
LOCATION	East of E. Cambell Street and north of S.D. Highway 44 East
EXISTING ZONING	Right-of-Way - No Use District

SURROUNDING ZONING
  North:
  South:
  East:
  West:
	
	General Commercial District
	General Commercial District
	General Commercial District
	General Commercial District

PUBLIC UTILITIES	N/A
REPORT BY	Karen Bulman

RECOMMENDATION: Staff recommends that the Petition for Annexation be approved.

GENERAL COMMENTS: The process for annexation by petition is provided for under Section 9-4-1 SDCL, which states that by resolution, the City may annex a contiguous area, if the written petition describing the boundaries of the area is signed by no less than three-fourths of the registered voters and by owners of no less than three-fourths of the value of the area to be annexed. The petition appears to meet all requirements for consideration under the provisions for a voluntary annexation of the State rights-of-way.

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The west boundary of the subject annexation is the boundary of the original Incorporated Rapid City limits. From that point, several annexations on the east side of Cambell Street have occurred, but the rights-of-way were not included in the legal descriptions and therefor not annexed into the City limits at the time. The area north of U.S. Highway 16 was annexed into the City in 1969 and 1986. The area south of U.S. Highway 16 was annexed into the City in 1972 and 1992. The area east of Cambell Street was annexed into the City in 1972, 1973, 1988, and 1998.

The Rapid City Council identified short-term and long-term proposed annexation priorities. On April 2, 2001, the Rapid City Council passed a Resolution Establishing Future Annexation Study Areas. This right-of-way is in an area that has been identified as a short-term priority by the Rapid City Council. As a result, a letter was sent to the South Dakota Department of Transportation requesting that they consider signing a petition for voluntary annexation of rights-of-way in the Cambell East area. This petition for annexation, submitted by the South Dakota Department of Transportation, encompasses several H lots and rights-of-way located along Cambell Street and along U.S. Highway 16.

STAFF REVIEW: In reviewing the City limit boundaries, Staff identified these rights-of-ways and H lots, which had not been included in previous area annexations. The annexation parcels are surrounded by the City limits on four sides. The process for annexation by petition, provided for under Section 9-4-1 SDCL states that by resolution, the City may annex a contiguous area, if the written petition describing the boundaries of the area is signed by no less than three-fourths of the registered voters and by owners of no less than three-fourths of the value of the area to be annexed. As such, this area has been identified as appropriate for annexation.

Staff received no adverse comments regarding the requested annexation and believes that the annexation of this property would provide more cohesive municipal boundaries and provide for more efficient street maintenance.