



LAWRENCE COUNTY

SOUTH DAKOTA

"Where Beauty and Adventure Meet"

Lawrence County Commission Agenda
Commission Room ~ 90 Sherman Street,
Deadwood, South Dakota
Tuesday, August 17, 2021

REGULAR MEETING

8:00 a.m. ~ Call Meeting to Order

PLEDGE OF ALLEGIANCE ~ *I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands: one nation under God, indivisible, with liberty and justice for all.*

~ General/Pending Business

BOARD DISCUSSION/ACTION: Approve Agenda Declare Conflicts Approve Regular Meeting Minutes Auditor's Account w/Treasurer Bills Travel request(s) Personnel Resolution #2021-26, A Resolution Setting the Number of On/Off Sale Liquor Licenses and Fee Schedule Annual LEMPG Agreement Declare surplus item: 1 Panasonic laptop docking station (to be donated to the City of Deadwood) Abatement(s) Order Approving Evergreen Estates Road District Minor Adjustment to Boundaries County Convention registration: September 13-14th @ Rapid City Ramkota (Deadline to register: August 27, 2021) Bruce Hintz, Department of Legislative Audit - Entrance Conference/Engagement Letter

8:15 a.m. ~ Brian Dean, Sheriff

BOARD DISCUSSION/ACTION: Sheriff's Report Update: Public Safety and Services Center Project Schematic Design

8:25 a.m. ~ Brenda McGruder, Auditor

BOARD DISCUSSION/ACTION: **PUBLIC HEARING** ~ Resolution #2021-25, A Resolution to Adopt a Supplemental Budget - \$160,000, Court Appointed Attorney Fund

8:30 a.m. ~ Allan Bonnema, Highway Superintendent

BOARD DISCUSSION/ACTION: Highway Business (Approach Permits, Utility Permits, Highway Authority approval on plats) Project updates DOT Striping Agreement

9:00 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: **SECOND READING:** COZ #344 **APPLICANT:** Richard Kruthoff **LEGAL DESCRIPTION:** Govt Lot 4, less and except Tract A of Wild Turkey Estates and less and except Lot B of Lot 4 and except Lot CH-1 and CH-2 and except Lot H-4 and except Lot H-5, all located in Section 31, T7N, R2E **VICINITY LOCATION:** Corner of Homestake Road & Hillview Road **SUMMARY:** COZ from A-1 to PF in order to create a possible subdivision of 3 lots **ZONING:** A-1 **ACREAGE:** 24.98 acres **PARCEL ID:** 24000-00702-314-10 **ACTION REQUIRED:** Approval/Denial (First Reading and Public Hearing held: July 27, 2021)

9:15 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: □ **PUBLIC HEARING & FIRST READING:** COZ #345
APPLICANT: Keating Resources, LLC **LEGAL DESCRIPTION:** Hanify No 6 and Hanify No 7 Lodes in M.S. 1204; Foster Fraction, Gamba Fraction, Addie, Eva, Lavisia Lodes in M.S. 1221, all located in Section 13 , T4N, R2E (legal description shortened) **VICINITY LOCATION:** Deer Mt and Terry Peak Summit **SUMMARY:** COZ from PF to PUD for subdivision **ZONING:** PF **ACREAGE:** 50.61 acres **PARCEL ID:**26460-01204-000-00 **ACTION REQUIRED:** Approval/Denial (Second Reading scheduled: September 7, 2021 @ 9:00 a.m.)

9:30 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: □ **SECOND READING:** Amended Master Plan
APPLICANT: Keating Resources, LLC **VICINITY LOCATION:** Deer Mt and Terry Peak Summit **SUMMARY:** Land Use Sketch for Deer Mountain Club - Amendment to original Mystic Miner PUD Zoning District **ZONING:** PUD **ACTION REQUIRED:** Approval/Denial (First Reading and Public Hearing held: July 27, 2021)

9:45 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: □ Plats:

□ **PRELIMINARY & FINAL PLAT ~ APPLICANTS:** Charles & Agnes Larsen **LEGAL DESCRIPTION:** Tract E Revised and Tract I Revised of Reebe Ranch Estates in Section 28, T7N, R1E (legal shortened) **VICINITY LOCATION:** Red Hill Road **SUMMARY:** Movement of lot lines **ZONING:** A-1 **ACREAGE:** Tract ER (12.224 Acres) and Tract IR (12.3626 Acres) **PARCEL ID:** 23500-00701-285-50 & 23500-00701-280-90 **ACTION REQUIRED:**Approval/Denial

□ **FINAL PLAT ~ APPLICANT:** Jenny Willigrod, Trustee **LEGAL DESCRIPTION:** Plat of Lots 2A of Blk 11 of Apple Springs SD Section 11 & 14, T5N, R4E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** Combine lots **ZONING:** SRD **PARCEL ID:** 18010-01100-030-00 **ACTION REQUIRED:** Approval/Denial

□ **FINAL PLAT ~ APPLICANTS:** Douglas & Rhonda Jenner **LEGAL DESCRIPTION:** Plat of Lots 13A of Blk 4 of Apple Springs SD Section 11 & 14, T5N, R4E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** Combining Lots **ZONING:** SRD **PARCEL ID:** 18010-00400-140-00 and 18010-00400-130-00 **ACTION REQUIRED:** Approval/Denial

□ **PRELIMINARY & FINAL PLAT ~ APPLICANT:** David Winter **LEGAL DESCRIPTION:** Plat of 1, 2 and 3 of Tract A2 of Majestic Heights, Section 13, 23, 24, 25, T5N, R3E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** New lots **ZONING:** PF **PARCEL ID:** 26046-00503-020-10 **ACTION REQUIRED:** Approval/Denial

- **PRELIMINARY & FINAL PLAT ~ APPLICANTS:** Tkach Family Revocable Trust/John Bey **LEGAL DESCRIPTION:** Lots 12A and 14A Blk D of Boulder Heights Ad No 1 all located Section 14, T5N, R4E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** Combine lots **ZONING:** SRD **PARCEL ID:** 18400-00504-144-12; 18400-00504144-13 and 18400-00504-144-18 **ACTION REQUIRED:** Approval/Denial

- **FINAL PLAT ~ APPLICANTS:** Todd & Michelle Smith **LEGAL DESCRIPTION:** Lot 57A of Golden Hills SD in 31, T5N, R4E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** Revised lots-move lot lines **ZONING:** PF **PARCEL ID:** 26695-01707-410-00 and 26695-01707-570-00 **ACTION REQUIRED:** Approval/Denial

- **PRELIMINARY & FINAL PLAT ~ APPLICANTS:** Powder House Pass and BH Development, LLC **LEGAL DESCRIPTION:** Tract B1R Revised of Wilderness Estates 2nd Addition in 18, T4N, R3E (legal shortened) **VICINITY LOCATION:** Hwy 85 **SUMMARY:** Revised lot-adding acreage into the community hall **ZONING:** PUD **PARCEL ID:** 26455-00200-000-25 and 26450-00200-000-70 **ACTION REQUIRED:** Approval/Denial

- **PRELIMINARY PLAT ~ APPLICANT:** BH Development LLC **LEGAL DESCRIPTION:** Tank Lot, Lots 8-24, Blk 5; Lots 3-9, Blk 7; Lots 12-39, Blk 8; Lots 1-4, Blk 9 and Dedicated Public ROW, in Trailside Addition of Powder House Pass Section 17 & 18, T4N, R3E (legal shortened) **VICINITY LOCATION:** Hwy 85 **SUMMARY:** New Lots **ZONING:** PUD **PARCEL ID:** 26450-00200-000-70 **ACTION REQUIRED:** Approval/Denial

- **PRELIMINARY & FINAL PLAT ~ APPLICANT:** Lead Country Club Inc **LEGAL DESCRIPTION:** Tract 1, Blk 5 of Ironwood Estates in Section 30 and 31, T4N, R3E (legal shortened) **VICINITY LOCATION:** Hanna Road **SUMMARY:** New lots **ZONING:** SRD **PARCEL ID:** 13000-00403-310-10 **ACTION REQUIRED:** Approval/Denial

- **PRELIMINARY & FINAL ~ APPLICANTS:** Michael & Cynthia Lick **LEGAL DESCRIPTION:** Tracts C1 Revised & C2 Revised of Tract C, a sub of Lot 2, located in the SE ¼ of in Section 24, T5N, R3E (legal shortened) **VICINITY LOCATION:** Boulder Canyon **SUMMARY:** Revised lots **ZONING:** PF **PARCEL ID:** 17000-00503-240-35 **ACTION REQUIRED:** Approval/Denial

10:30 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: (*Recess as CC and convene as BOA*) **PUBLIC HEARING:** VAR #192 **APPLICANT:** Boars Nest Resort, LLC **LEGAL DESCRIPTION:** M.S. 1832 Cannonball No 2 Lode in Section 5, T4N, R3E **VICINITY LOCATION:** Hwy 85 **SUMMARY:** An 18.2' SE corner variance to a 25' front setback for a garage in the south portion of the Lot & a 6.4' SE corner and a 5.7' NE corner variance to the 25' front setback for a garage in the north portion of the lot **ZONING:** PF **ACREAGE:** 13.15 acres **PARCEL ID:** 26760-01832-000-25 **ACTION REQUIRED:** Approval/Denial

10:45 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: *PUBLIC HEARING:* VAR #193 *APPLICANTS:* Joan Schultze/Dwayne Knutsen *LEGAL DESCRIPTION:* Lot E of the Sub entitled Lots A, B, C, D, E, F, G and H of M.S. 1741, in Section 34, T4N, R3E *VICINITY LOCATION:* Brownsville Rd *SUMMARY:* A TBD variance to the 25' front setback for a covered porch addition to existing residence *ZONING:* PF *ACREAGE:* 2.6 acres *ACTION REQUIRED:* Approval/Denial

11:00 a.m.~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: *PUBLIC HEARING:* VAR #194 *APPLICANT:* Randy Hedge *LEGAL DESCRIPTION:* Lot 20 of Spearfish Canyon lots in Section 9, T4N, R2E *VICINITY LOCATION:* Spearfish Canyon *SUMMARY:* 7.7' variance to the 25' front setback from the road ROW on NE corner to build an addition to an existing residence for an attached garage with living space *ZONING:* PF *ACREAGE:* .32 acres *ACTION REQUIRED:* Approval/Denial (*Adjourn as BOA and reconvene as CC*)

11:15 a.m ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: The Timbers subdivision water storage plan (Approval/Denial)

11:30 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: *SECOND READING* (First Reading and Public Hearing held: July 13, 2021 and con't from July 27, 2021) COZ #341 ~ *APPLICANTS:* Kissack/Pittman *LEGAL DESCRIPTION:* SE ¼ of the NE ¼; and the SW ¼ of the SW ¼ (except Fremont, Elkhorn and Missouri Valley RR CO. ROW) and E ½ of the SE ¼ Except Lots 1 in SE ¼ SE ¼ of Section 8. T6N, R4E *VICINITY LOCATION:* Hwy 34 *SUMMARY:* COZ from A-1 to A-2 for subdivision *ZONING:* A-1 *ACREAGE:* 149.91 acres *ACTION REQUIRED:* Approval/Denial

11:45 a.m. ~ Amber Vogt, Planning & Zoning Director

BOARD DISCUSSION/ACTION: Preview of Ord #2021-04, related to medical cannabis dispensaries and Ord #2021-01, related to licensing provisions for cannabis dispensaries (Jt. public hearing w/Planning and Zoning and First Readings scheduled: August 31, 2021 @ 8:00 a.m.)

12:00 p.m. ~ Items from the Public

BOARD DISCUSSION: Item raised by the public for discussion

12:15 p.m. ~ Items From Commissioners

BOARD DISCUSSION: Items raised by commissioners for discussion/Committee reports

12:30 p.m. ~ Adjourn

BOARD DISCUSSION/ACTION: Adjourn

ADA Compliance: Lawrence County fully subscribes to the provisions of the Americans with Disabilities Act. If you desire to attend this public meeting and are in need of special accommodations, please notify the Commissioners' Assistant 605.722.4167 24 hours prior to the meeting so that appropriate auxiliary aids and services are available.

* Times are approximate

** Next Regular County Commission Meeting: Special Meeting August 31, 2021 and Regular Meeting September 7, 2021 at 8:00 a.m.

