

CITY OF DEADWOOD

PLANNING AND ZONING COMMISSION

July 6, 2011

REGULAR MEETING

The Regular Meeting of the Deadwood Planning and Zoning Commission was called to order by Chairperson Jim Shedd on Wednesday July 6, 2011 at 5:00 p.m. in the Deadwood City Hall Meeting Room located at 102 Sherman Street, Deadwood, SD 57732.

PRESENT PLANNING & ZONING: Jim Shedd, Mel Allen, Marie Farrier and Sheree Green.

ABSENT PLANNING & ZONING: Larry Ryan.

APPROVAL OF MINUTES:

Ms. Green moved to approve the minutes of the June 15, 2011 Regular Meeting. Mr. Allen seconded and the motion carried.

<u>All in favor</u>	<u>-</u>	<u>4</u>
<u>Opposed</u>	<u>-</u>	<u>0</u>

SIGNS:

SECURITY INSURANCE

Mr. Umentum stated that the applicants were requesting permission to install a projecting sign in front of the Security Insurance office at 136 Sherman Street, Suite A. Mr. Umentum stated that the signage would be 6' x 3' or 18 square feet and made of sand blasted redwood. No variances were required and Staff recommended approval.

Ms. Farrier moved to approve the projecting sign for Security Insurance at 136 Sherman Street, Suite A. Mr. Allen seconded and the motion carried.

<u>All in favor</u>	<u>-</u>	<u>4</u>
<u>Opposed</u>	<u>-</u>	<u>0</u>

DEADWOOD HARLEY DAVIDSON

Mr. Umentum stated that the applicants were requesting permission to install a temporary sign at the Fairmont Hotel located at 628 Main Street. Mr. Umentum stated that the signage would be 4' x 5' or 20 square feet and made of painted plywood. He noted that the applicant had applied for and had been granted approval in the past. No variances were required and Staff recommended approval.

Ms. Farrier moved to approve the temporary sign at the Fairmont Hotel at 628 Main Street for Deadwood Harley Davidson. Mr. Allen seconded and the motion carried.

<u>All in favor</u>	<u>-</u>	<u>4</u>
<u>Opposed</u>	<u>-</u>	<u>0</u>

NEIGHBORWORKS DAKOTA HOME RESOURCES

Mr. Umentum stated that the applicants were requesting permission to install a real estate sign at the Stage Run Development. Mr. Umentum stated that the signage would be 4' x 3' or 12 square feet and made of painted aluminum. He stated that a variance of additional 7 square feet was required and requested the sign permit be waived for a not for profit. Staff recommended approval.

Mr. Allen questioned where the sign would be located. Ms. Debra Fegueroa stated that she would be placing the sign on the vacant lots in the subdivision.

Ms. Farrier moved to approve the real estate sign for NeighborWorks Dakota Home Resources at Stage Run with the variance for additional 7 square feet and waiver of the sign permit fee. Mr. Allen seconded and the motion carried.

All in favor - 4
Opposed - 0

FINAL PLAT - PLAT OF LOT 12, BLOCK 2 OF PALISADES TRACT OF DEADWOOD STAGE RUN ADDITION, ALL LOCATED IN THE SW ¼ SECTION 14, THE SE ¼ OF SECTION 15, THE NE ¼ NE ¼ OF SECTION 22 AND THE N ½ OF SECTION 23, T5N, R3E, B.H.M., CITY OF DEADWOOD, LAWRENCE COUNTY, SOUTH DAKOTA

Mr. Nelson explained that the purpose of the plat was to facilitate the sale of land at 759 Stage Run. Mr. Nelson noted that the zoning of the land was R1-Residential.

Ms. Green moved to approve the Plat of Lot 12, Block 2 Deadwood Stage Run Addition for Palisades, LLC. Ms. Farrier seconded and the motion carried.

All in favor - 4
Opposed - 0

Mr. Nelson noted that a variance maybe be forth coming for the construction on the property.

Approval of Temporary Vendor(s)

**Darwin Richardson - TATS - 658 Main Street
Darwin Richardson - TATS - 657 Main Street**

Mr. Nelson stated that Mr. Richardson had been at the two locations for the past five years. Mr. Nelson stated that Mr. Richardson had not paid the Vending fee, the security bond check or provided sales tax numbers to the City of Deadwood. Mr. Nelson stated that the applicant is in good standing with the Department of Revenue.

Mr. Shedd questioned if the application was received within the required 60-days. Mr. Nelson stated that the applicant was in contact with Mr. Nelson via phone, before the 60-day deadline; however the application was received in the office after the 60-day deadline.

After discussion on the 60-day deadline, the Planning & Zoning Commission directed Mr. Nelson to seek recommendation from City Attorney, Mr. Jason Campbell, on the Commission's ability to approve or deny the application.

Ms. Green moved to continue the Temporary Vending Permit application until the July 20, 2011 meeting. Mr. Allen seconded and the motion carried.

All in favor - 4
Opposed - 0

OPEN

Mr. Umenthum presented the following application for temporary signage.

TENTEXKOTA

Mr. Umenthum stated that the applicants were requesting permission to display two temporary banners at Deadwood Mountain Grand located 1906 Deadwood Mountain Drive. Mr. Umenthum stated that the signage would be two temporary banners, 40' x 195' or 54 square feet and made of painted aluminum. He stated that a variance would be required for a temporary banner and stated that the signage had already been placed on the VIP deck. Staff recommended approval.

Mr. Umenthum stated that Mr. Ron Simpson of Deadwood Mountain Grand was present to answer any questions.

Mr. Nelson stated that because the application was not received and placed on the agenda, the Planning & Zoning Commission could not take action on the application, according to South Dakota State Law. Mr. Nelson stated that in order for any action to be taken a Special Meeting must be called and a 24-hour notice must be in place.

Ms. Farrier questioned the length of time the banners would be displayed. Mr. Simpson stated that he was requesting 30 days.

Regular Meeting
July 6, 2011

Mr. Jim Raysor suggested that Staff set a phone vote to be conducted on Friday morning. The Planning and Zoning Commission agreed to the phone vote and directed the applicant to take the banners down until they receive approval.

ADJOURNMENT:

Ms. Farrier moved to adjourn the Regular Meeting of the Planning and Zoning Commission.
Ms. Green seconded and the motion carried.

All in favor - 4
Opposed - 0

There being no further business, the Planning & Zoning Commission adjourned at 5:22 p.m.

ATTEST:

Mr. Jim Shedd
Chairman
Planning and Zoning

Ms. Sheree Green
Secretary
Planning and Zoning