

**CITY OF DEADWOOD**  
**PLANNING AND ZONING COMMISSION**  
**Tuesday, November 20, 2018**

The meeting of the Deadwood Planning and Zoning was called to order by Chairperson Tony Biesiot on Tuesday, November 20, 2018, at 5:00 p.m. in the Deadwood City Hall Meeting Room, located at 102 Sherman Street, Deadwood, SD 57732.

**Planning and Zoning Commission Present:** Tony Biesiot, Brett Runge, Jim Shedd and Bill Rich

**Absent:** John Martinisko

**Board of Adjustments Present:** Charlie Struble

**Staff Present:**

Bob Nelson Jr. and Bonny Anfinson

**Approval of October 17, 2018 Minutes:**

*It was moved by Mr. Shedd and seconded by Mrs. Runge to approve the October 17, 2018 meeting minutes. Aye - All. Motion carried.*

**Sign Review Commission:**

**399 Cliff Street (Twin City Hardware) Les and Cindy Bellet, Install New Sign**

Mr. Nelson Jr. stated the applicant is requesting permission to install a new wall sign at 399 Cliff Street. It will be constructed of metal and plastic and have internal illumination. The proposed sign is located outside the locally-designated historic district and outside the national historic landmark district. The current signage is compliant with the sign ordinance. *It was moved by Mrs. Runge and seconded by Mr. Shedd to approve the new wall sign at 399 Cliff Street. Aye - All. Motion Carried.*

**61 Charles Street, Regional Hospital, Replace Existing Signs**

Mr. Nelson Jr. stated the applicant is requesting permission to install a new freestanding sign (A) to replace an existing sign and reface an existing wall sign (B). The signs will be constructed of metal and plastic and both will be internally illuminated. The sign locations will remain the same. The proposed signs require variances for internal illumination and use of plastics. The signs are located outside the locally-designated historic district and outside the national historic landmark district. Chair Biesiot recommended approving the signs separately.

*It was moved by Ms. Runge and seconded by Mr. Rich to approve the sign permit for a new freestanding sign (A) to replace an existing sign and grant a variance for internal illumination and use of plastics at 61 Charles Street. Aye - All. Motion Carried.*

*It was moved by Mr. Shedd and seconded by Mr. Rich to approve replacing and re-facing an existing wall sign (B) and grant a variance for internal illumination and use of plastics at 61 Charles Street. Aye - All. Motion Carried.*

**71 Charles Street, Regional Hospital, Replace Existing Signs**

Mr. Nelson Jr. stated the applicant is requesting permission to replace two existing freestanding signs (D & E) with same type of sign in same location. They will be constructed of metal and plastic and have internal illumination which will require a variance. The sign locations will remain the same. The signs are located outside the locally-designated historic district and outside the national historic landmark district. *It was moved by Mrs. Runge and seconded by Mr. Rich to approve the sign permits for two freestanding signs (D & E) and granting variances for internal illumination and use of plastics at 71 Charles Street. Aye - All. Motion Carried.*

**1906 Deadwood Mountain Drive, Deadwood Mountain Grand, Install Light Pole Banners**

Mr. Nelson Jr. stated the Deadwood Mountain Grand has proposed light pole banners on three lamp posts paralleling Deadwood Mountain Drive. Staff has determined the best course of action was to submit a sign permit application for the request and allow the Planning and Zoning Commission to take action on the request. The banners would fall under the disallowed signs section of the ordinance. Staff's interpretation of the ordinance would allow the light pole banners but only for the designated holiday and ten days before and after. The course of action requires the commission to designate the holiday in regards to timeline and the ten days before and after. Mr. Rich stated this looks like advertising and does not support the request. Mrs. Runge stated this is advertising and not holiday decoration and is against the request. *It was moved by Mrs. Runge and seconded by Mr. Rich to deny the use of flag pole banners for Deadwood Mountain Grand. Aye Vote - Mrs. Runge, Mr. Rich, Mr. Shedd. Nay Vote - Mr. Biesiot. Motion Carried.*

**Planning and Zoning Commission and Board of Adjustments:**

**Transfer of Property – 752 and 754 Stage Run – Josh & Larissa Morovits/Miles & Jane Heth**

Mr. Nelson Jr. stated the applicants Josh and Larissa Morovits and Miles and Jane Heth wish to transfer property at 752 and 754 Stage Run. Lots 1A and 2A, Block 1 of Palisades Tract of Deadwood Stage Run Addition to the City of Deadwood, All located in the SW1/4 Section 14, the SE1/4 of Section 15, the NE1/4 NE1/4 of Section 22 and the N1/2 NW1/4 of Section 23, T5N, R3E, B.H.M., City of Deadwood, Lawrence County, South Dakota. Formerly Lots 1 and 2, Block 1 of Palisades Tract of Deadwood Stage Run Addition. *It was moved by Mr. Rich and seconded by Mr. Shedd to approve the transfer of property for 752 and 754 Stage Run for Josh and Larissa Morovits and Miles and Jane Heth. Aye – All. Motion Carried.*

**Items From Staff** (no action taken)

- Sign Ordinance: A final draft will go before the City Commission. Discussion has taken place as far enforcing the ordinance. A change has been added to allow the Zoning Administrator to write citations along with the Building Inspector and be able to remove a sign. More penalties have been added.
- Outlaw Square: The construction of the square is moving rapidly. Soil tests and asbestos assessment has been completed. The transfer of property will take place December 7 and the building demolition will begin on January 7. Plans are to save the retaining wall. There is a contingency plan in place to rebuild it if it collapses. You might see work being done on Deadwood Street. They want to start construction on the stage and restrooms and infrastructure under the street.
- Pine Street Archway: The project is behind schedule. The footings were poured today. The timbers will be in town next week.
- Main Street Master Plan: We have done a survey and spent last week touring basements to see what kind on condition they are in. There are bigger issues with the infrastructure and water. There are concerns with the street surface and concrete under the brick. We are looking at ADA compliance on corners, crosswalks and 2% slope from building to curb. This can't be achieved unless you take the whole street and raise it. This impacts all of the cross walks and drainage. We are trying to find a balance and maybe tear one block up at a time.
- In 2012 we had a community assistance visit from FEMA and received 70 violations. We have completed all of the violations and have had no new violations since the visit.
- McKinley Street Light: On October 1, 2019 D.O.T. is requiring us to cover the light and uncover in April of 2020 and we can turn it on during special events. Mayor Turbiville did a lot of work behind the scenes to get this to where we are today with the light.
- Highway Construction: DOT will be doing construction from the archway to the top of the hill this summer.

**Adjournment:**

*It was moved by Mrs. Runge and seconded by Mr. Shedd to adjourn the Regular Meeting of the Planning and Zoning Commission. Aye – All. Motion carried.*

There being no further business, the Planning and Zoning Commission adjourned at 5:28 p.m.

ATTEST:

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Chairman, Planning & Zoning Commission

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Secretary, Planning & Zoning Commission

Bonny Anfinson, Planning & Zoning Office/Recording Secretary