

**HERMOSA TOWN BOARD
MONDAY, MARCH 21, 2023
REGULAR MEETING @ 6.00pm**

- 1) **ROLL CALL:**
 - A. BOT Roll Call: Henrichsen, Holsworth, Kramer, Schumack
 - B. Acknowledgement of other Attendees
 - C. Pledge of Allegiance to be led by Holsworth

- 2) **PUBLIC HEARING:**

The public is invited to attend and comment of the following Rezoning Application- 2023-07 – Parcel 009322 from Residential to Commercial

- 3) **CALL FOR CHANGES:**
 - A. Review of current agenda items
 - B. Motion to accept the agenda as presented/amended

- 4) **CONSENT CALENDAR:**
 - A. Approval of the March 7th, 2023, regular meeting minutes

- 5) **CONFLICT OF INTEREST DECLARATION**

- 6) **CLAIMS:**
 - A. Review payroll and claims
 - B. Motion to approve the claims as presented/amended

- 7) **LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS:**
 - A. Committee report
 - B. Custer County Log
 - C. Abatements
Properties, Dumpster

- 8) **LEGAL:**
 - A. Permit #2022-09 for 194 Fairgrounds Place road
 - B. Tax certificates for Lot 26 and 15 of Ferguson Subdivision

- 9) **ENGINEER:**
 - A. Water Rehab Project (WRT System)
 - B. Hermosa Sidewalk Project
 - C. Sewer Project (Lagoon design & expansion)
 - D. Water/Sewer Facility Plans
Resolution(s) review
DANR Award
Bruels Email
 - E. Black Hills Council of Local Governments
 - F. Town of Hermosa Water and Sewer Extension Project
 - G. Hermosa Hills Drainage
Town accept Marie Street-pending
Town accept Walter Street-pending
 - H. Whitney Street Drainage
SDARWS Report, Pending technician assistance, update on timeline
Camera drainage/awaiting meeting with school board
 - I. Roy's Drive In Sewer Line
Pending Roy's response
 - J. Facility Plan for Booster, Water Meters
Possibly to add to USDA-pending
 - K. Rural Development
Application pending

- 10) **PLANNING & ZONING**
 - A. Review P&Z meeting minutes from March 14th, 2023, meeting
 - B. Permit 2022-25 - REVISED- Digging/ROW-Sewer Connection- Parcels 009318 & 009319
 - C. 2023-06 – Commercial Remodeling Permit Application – 250 Main St. – Storage Loft

- D. 2023-07 – Zoning Application – Parcel 009322 – Residential to Commercial
- E. 2023-09 – Demolition Permit – 260 Folsom St. – demo trailer house

11) **PUBLIC WORKS**

- A. Committee Report
- B. Streets, Street Light Repairs, Water & Sewer Department Updates
Trustee report on town lighting needs
- C. Agreement for performance of services of public works and town maintenance
- D. Chuck Irvine training expenses
- E. 72 Fairgrounds place (meter reading verification)

12) **FINANCE OFFICE:**

- A. Monthly financials.
- B. Department updates
- C. District 9 annual meeting
- D. Equalization meeting
- E. Elections
- F. Black Hills area Finance officer meeting – March 22, 2023 @10am

13) **OLD BUSINESS:**

- A. Annexation: Gumbo Lilly, Fairgrounds Place, McDermant Street
- B. Town Sign, pending
- C. Town Office: Deck Staining, pending
- D. Library: Deck Staining, pending
- E. Hermosa Connects

14) **NEW BUSINESS:**

- A. Bridge reinspection program resolution
- B. Boundary updates, U.S Census Bureau
- C. Walter street maintenance – move stop sign request
- D. Resolution 02-2023 – Custer County Natural Hazard Mitigation Plan, 2023
- E. Ordinance regulating open burning in Hermosa
- F. Ordinance 50.02 Meters

15) **ITEMS FROM CITIZENS:** No action will be taken (3-minute time limit per speaker)

Meetings of the Board of Trustees are open to the public. The audience may be allowed to comment on specific agenda items during the time allotted on the agenda for those items, according to established procedures of the Board. This is a time for members of the public to express concerns or discuss issues having relevance to the town. Anyone wishing to address the Town Board during this time shall be asked to identify themselves. The number of presentations and time allotted to individuals may be limited by the board president and individuals shall refrain from discussing personalities. The president at his discretion, may recognize patrons at other times during the board meeting. No action will be taken by the board on any issue related without being first placed on a future agenda, by the board, to allow for proper notice.

16) **TRUSTEE INPUT:**

17) **EXECUTIVE SESSION:**

- A. Motion to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract
- B. Motion to exit out of Executive Session
- C. Motions resulting from Executive Session

18) **ADJOURN:** Motion by _____; Second by _____ to adjourn the meeting at _____ PM.

2.

From: Shannon Grooms
Sent: Friday, February 24, 2023 4:03 PM
To: Monika Serviss
Subject: Commercial zoning

My name is Shannon Grooms, and I live at 222 E 3rd Street Hermosa, SD. Today I received notice that the property across the street is being considered for re-zoning. I am formerly expressing my concern and opposition to this.

First by what by what zoning ordinance or SD codified law is this being done to zone this commercial? How will this affect our property taxes?

I have no problem with how the property is being used now. I had no problem with the property when it was used as a horse property. However, once it becomes commercial, it could be turned into anything. The property could become a legal marijuana grow house or store. The property could become a factory. None of which I am ok with in our little residential neighborhood.

Chuck Ferguson is a great neighbor. I have no problem with him or what he is doing with the property. Once it goes commercial, if it gets sold, any commercial business could move in there.

We have a great little neighborhood. I am absolutely adamantly opposed to changing the zoning.

I hope to be at the meeting in March, but I teach a reading program for dyslexic people and I am unsure if I will be able to attend. Instead, this is my formal and official stance on the matter.

Thank you,

Shannon Grooms

4 A.

**HERMOSA TOWN BOARD
TUESDAY, MARCH 7, 2023
REGULAR MEETING @ 6.00pm**

ROLL CALL: Holsworth called the meeting to order on Tuesday, March 7th at 6.00 pm with the following members present: Henrichsen, Holsworth, Kramer, Schumack. Chuck Irvine and citizens also present. Pledge of Allegiance led by Dan Holsworth.

CALL FOR CHANGES: Motion made, seconded to accept the agenda as presented: Vote: 3 ayes, 1 Nay, motion carried.

CONSENT CALENDAR: Motion made, seconded to approve February 27th, 2023, regular meeting minutes as presented; Vote: all ayes, motion carried.

CONFLICT OF INTEREST DECLARATION None

CLAIMS: A & B Business equipment Inc.: Monthly printer/fax fee \$575.79; ACES Engineering Inc.: Perm review 2023-05, staff rep \$215.00; Black hills electric coop Inc: Utilities-Electric 02/2023 \$3,921.20; Boom Concrete Inc.: 20' Full tile-lids for meter \$600.00; Chuck Ferguson: Monthly agreement 02/2023 \$2,600.01; Current Electric: Retrofit florescent fixtures \$341.70; Gworks: UB absorbed fees \$82.45 Jan/Feb; Golden West Technologies: Monthly service-March23 \$563.50; Johnson law office: BOT meetings ,e-mails, calls \$1,513.00; Mt. Rushmore telephone: Phone/Internet \$260.34; ODP Business solutions: Office supplies \$47.88; Pioneer bank & trust: Checks, chargeback 02/2023 \$253.62; Payment Service Network: Last Payment January 2023 \$92.70; Rural development: RD1 loan-March \$1,278.00, RD2 loan March \$417.00; RD3 loan March \$222.00; Sanders sanitation: monthly sanitation service 02/23 \$3,890.64; SD Municipal League: District 9 meet.-11 attendees \$275.00; Southern Hills Publishing: Publishing/Legal notices 02/23 \$157.57; Temperature technology Inc.: Newer water tower pressure \$258.00; Traffic Logix: Solar speed radars \$5,981.00; Turbiville Industrial Electric Works: Disassembled, inspected, tested \$179.30; Accounts Payable Total: \$23,725.70; Payroll related: Electronic Federal Tax: 941 Payroll tax deposit \$805.33; Health pool of South Dakota: FO/Admin Single health/life 03/23 \$1,835.74; South Dakota retirement system: \$728.40; Payroll Finance department: \$2,513.56, Legislative \$738.80, Gen Gov't build \$135.06, Water \$51.36. Total Payroll related \$6,808.25. Total claims: \$30,533.95. Motion made, seconded to approve claims as presented; Vote: all ayes, motion carried.

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: No report from law enforcement.

LEGAL: Permit #2022-09 for 194 Fairgrounds Place Road – pending. Tax certificates for Lot 26 and 15 of Ferguson subdiv.: FYI.

ENGINEER: Water Rehab Project (WRT System)- pending. Hermosa Sidewalk Project-pending. Sewer Project (Lagoon design & expansion)-awaiting design approval from DANR. Water/Sewer Facility Plans and Black Hills Council of Local Governments-pending. Town of Hermosa water and sewer extension project-pending, Hermosa Hills drainage-pending, walkthrough to be scheduled. Whitney street drainage-pending. Facility plans for booster, water meters and rural development-pending.

PLANNING & ZONING: Review of February 28th, 2023, P&Z meeting minutes. Permit 2022-25-Digging/Row - sewer connection for parcels 009318 & 009319 – pending. Motion made, seconded to approve the additional information added to the Commercial/Residential building permit applications regarding drainage; Vote: all ayes, motion carried. Motion made, seconded to approve new address: 221 3rd street for parcel #009322; Vote: all ayes, motion carried. Mylar brought in for parcel #000253. Motion made, seconded to approve 2023-05 – plat application for parcel #000253 – preliminary & final; Vote: all ayes, motion carried. 2023-06 – commercial remodeling permit application – 250 Main street – storage loft: recommendations given and final inspection of the loft to be done when the project is finished. Motion made, seconded to allow finish building the storage loft, commercial remodeling permit 2023-06, so the final inspection can be done to make sure the smoke detectors, fire extinguishers and bathroom are all in compliance and reimbursement for smoke detectors, fire extinguishers and bathroom repair is pending until it passes the inspection; Vote: all ayes, motion carried. 2023-08 – informational permit – 198 Fairgrounds Place – construct fence on north property line: approval not needed, appreciate filing the application and keeping Town informed. 2023-07 – zoning application – parcel #009322 – Residential to Commercial: Public hearings to be held, with P&Z board on March 14th, 2023 and with BOT board on March 21st, 2023. Mylar brought in for parcel #000202. Motion made, seconded to approve Permit 2023-04 – plat application – parcel #000202 – final; Vote: all ayes, motion carried. Motion made, seconded to remove items: C), D), E), G), I) from the agenda; Vote: all ayes, motion carried.

PUBLIC WORKS: Streetlights, water, sewer, update report by Chuck Ferguson. Recommendation: during winter season citizens need to make sure heat tapes, insulation on the water pipes are applied to avoid freezing issues. The agreement for performance of services of public works and town maintenance will be reviewed at the next work session with P&Z. PACE-Municipal maintenance contract – signed and submitted. Chuck Irvine has an ongoing training but no current expenses presented. Motion made, seconded to adjust current bill for 72 Fairgrounds place due 03/20/2023 to \$92.40 and the remaining amount of \$99.50 hold as pending until water meter has been read and checked for any large usage for next month, if no problems are found, balance is due in full, no late fee charges to be applied for pending amount; Vote: all ayes, motion carried. Motion made seconded to remove item D) from the agenda; Vote: all ayes, motion carried.

FINANCE OFFICE: Monthly financials – provided in the packet. Department updates: Sign by the yard waste dumpsters, ready for pick up. District 9 annual meeting on March 29th-11 attendees-pending. Board of Trustees will meet on March 20th at 6.00 pm, 2023 for equalization, last day to appeal March 16th, 2023. Elections -pending. Review of municipal initiative petition, ordinance 30.08 be submitted to the voters for their approval or rejection pursuant to law on the election day. Town of Hermosa Newsletter: annual report provided at the meeting; full report copies available at the Town office. Motion made, seconded to remove item F) from the agenda; Vote: all ayes, motion carried.

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place, McDermand Street-pending. Town Sign- pending. Town Office and Library deck Staining-pending. Hermosa connects- Next meeting March 14th at 8.30am at the Hermosa Coffee house.

NEW BUSINESS: SD PFAS Cost recovery program-pending. Traffic control device: 2 speed radars received, installation-pending. Bridge reinspection program resolution – pending. Annual verification of SD DOT street layer data – submitted. Boundary updates, US Census Bureau – pending. Motion made, seconded to send letter to the school board; Vote: all ayes, motion carried. Motion made, seconded to remove items A), B) and F) from the agenda; Vote: all ayes, motion carried.

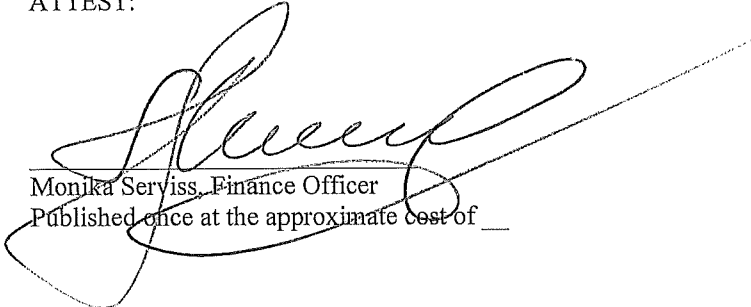
ITEMS FROM CITIZENS: Audience had input.

TRUSTEE INPUT: Informative meeting.

EXECUTIVE SESSION: no executive session.

ADJOURN: Motion made, seconded to adjourn the meeting at 8.16 PM; Vote: all ayes, motion carried.

ATTEST:


Monika Serviss, Finance Officer

Published once at the approximate cost of _


Dan Holsworth, Town Board President

6 A.

Claims for Approval 03-21-2023

VENDOR	REFERENCE	AMOUNT
ACES Engineering INC	Enroachment survey,research, WRT system,lagoon updates	\$ 16,585.00
Chuck Ferguson	Snow removal, sign inst.,pond doctor maintenance	\$ 2,513.30
Dakota Supply group	Meter cplg,pipe nipple	\$ 344.45
Golden West Technologies	Monthly service-February23	\$ 563.50
Harvey's Lock & Security	Master keys, locks	\$ 280.02
Office Depot	Paper,Stamp,Tape,Highlighter	\$ 187.85
Pioneer bank & Trust	Adobe fee, postal stamps	\$ 295.19
SD Dept. of Revenue	Sales tax Jan/Feb 2023	\$ 576.68
Vanway trophy & award	Name plate-Westergard	\$ 20.00
Custer County Sheriff	Law enforcement contract	\$ 6,666.67
Accounts Payable Total		\$ 28,032.66
Payroll related		
EFTPS-Electronic Federal Tax	FED/FICA TAX	\$ 962.88
Fiancial administration	FO & Admin	\$ 3,661.86
Payroll Total		\$ 4,624.74
***** REPORT TOTAL *****		\$ 32,657.40
GENERAL		17,367.84
BBB GROSS RECIPITS TAX		\$ 103.40
WATER		\$ 13,463.73
SEWER		\$ 1,722.43

7 B.



CLUSTER COUNTY SHERIFF'S OFFICE
SHERIFF MARTY MECHALEY
420 MT RUSHMORE ROAD, CLUSTER, SOUTH DAKOTA, 57730
PHONE: (605) 673-8146 FAX: (605)673-8154



Hermosa - CFS's

Printed on March 17, 2023

CFS Date/Time	CFS #	Case Number	Code	Code : Description	Zone
02/01/23 22:52:38	CFS2301121		CIT	CIT : Citizen Assist	HERMOSA
02/03/23 08:51:04	CFS2301168		911T	911T : 911 Transfer	HERMOSA
02/03/23 13:17:45	CFS2301182		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/03/23 19:17:09	CFS2301200		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/03/23 19:30:43	CFS2301201		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/03/23 21:35:23	CFS2301204		MOTASSST	MOTASSST : Motorist	HERMOSA
02/05/23 05:54:38	CFS2301230		EXT	EXT : Extra Patrol	HERMOSA
02/05/23 09:09:30	CFS2301235		EXT	EXT : Extra Patrol	HERMOSA
02/05/23 14:04:39	CFS2301245		CIVIL	CIVIL : Civil Matter	HERMOSA
02/06/23 11:52:31	CFS2301255		SIG2NON	SIG2NON : Signal 2 -	HERMOSA
02/06/23 13:11:29	CFS2301258		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/06/23 15:06:50	CFS2301262		SPATROL	SPATROL : School Patrol	HERMOSA
02/07/23 16:26:26	CFS2301297	2023-00059	DISCOND	DISCOND : Disorderly	HERMOSA
02/08/23 07:37:22	CFS2301316		SPATROL	SPATROL : School Patrol	HERMOSA

CFS Date/Time	CFS #	Case Number	Code	Code : Description	Zone
02/09/23 13:00:43	CFS2301348		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/09/23 15:07:18	CFS2301354		SPATROL	SPATROL : School Patrol	HERMOSA
02/09/23 17:22:53	CFS2301356		911M	911M : 911 Misdial	HERMOSA
02/09/23 21:20:25	CFS2301359		911T	911T : 911 Transfer	HERMOSA
02/10/23 13:57:39	CFS2301374		SUSP	SUSP : Suspicious	HERMOSA
02/11/23 09:22:45	CFS2301398		THREATS	THREATS : Threats	HERMOSA
02/12/23 14:08:14	CFS2301430		SUICTHRT	SUICTHRT : Suicide	HERMOSA
02/13/23 04:44:33	CFS2301438		CIVIL	CIVIL : Civil Matter	HERMOSA
02/13/23 05:57:33	CFS2301439		EXT	EXT : Extra Patrol	HERMOSA
02/13/23 07:36:33	CFS2301441		SPATROL	SPATROL : School Patrol	HERMOSA
02/13/23 11:44:09	CFS2301453		BUR	BUR : Burn Permits	HERMOSA
02/14/23 23:02:27	CFS2301494		EXT	EXT : Extra Patrol	HERMOSA
02/15/23 07:35:11	CFS2301497		SPATROL	SPATROL : School Patrol	HERMOSA
02/15/23 17:28:46	CFS2301518		VEHSUSP	VEHSUSP : Suspicious	HERMOSA
02/16/23 07:34:50	CFS2301530		SPATROL	SPATROL : School Patrol	HERMOSA
02/16/23 16:51:05	CFS2301539	2023-00071	WILDLIFE	WILDLIFE : Wildlife	HERMOSA
02/17/23 09:28:01	CFS2301541		BUR	BUR : Burn Permits	HERMOSA
02/18/23 08:29:51	CFS2301556		BUR	BUR : Burn Permits	HERMOSA

CFS Date/Time	CFS #	Case Number	Code	Code : Description	Zone
02/18/23 22:32:18	CFS2301574		EXT	EXT : Extra Patrol	HERMOSA
02/20/23 17:08:40	CFS2301606		WELFARE	WELFARE : Welfare	HERMOSA
02/21/23 07:35:29	CFS2301617		SPATROL	SPATROL : School Patrol	HERMOSA
02/21/23 15:20:07	CFS2301627		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/21/23 15:25:01	CFS2301628		PAPSERV	PAPSERV : Paper Service	HERMOSA
02/21/23 15:36:11	CFS2301629		SPATROL	SPATROL : School Patrol	HERMOSA
02/21/23 21:48:53	CFS2301635		WELFARE	WELFARE : Welfare	HERMOSA
02/22/23 15:54:22	CFS2301660		DUP	DUP : Duplicate Call	HERMOSA
02/22/23 15:54:23	CFS2301661		MOTASSST	MOTASSST : Motorist	HERMOSA
02/23/23 23:17:25	CFS2301761		EXT	EXT : Extra Patrol	HERMOSA
02/25/23 21:33:16	CFS2301898		HARR	HARR : Harassment	HERMOSA
02/25/23 23:30:32	CFS2301900		EXT	EXT : Extra Patrol	HERMOSA
02/26/23 08:31:42	CFS2301914		ALRF	ALRF : Fire Alarm	HERMOSA
02/26/23 09:12:58	CFS2301919		EXT	EXT : Extra Patrol	HERMOSA
02/26/23 15:45:34	CFS2301937		911T	911T : 911 Transfer	HERMOSA
02/26/23 22:11:55	CFS2301943		ALM	ALM : Alarm	HERMOSA
02/26/23 22:20:29	CFS2301944		EXT	EXT : Extra Patrol	HERMOSA
02/27/23 05:59:31	CFS2301948		EXT	EXT : Extra Patrol	HERMOSA

CFS Date/Time	CFS #	Case Number	Code	Code : Description	Zone
02/28/23 00:09:34	CFS2301981		EXT	EXT : Extra Patrol	HERMOSA
02/28/23 15:25:47	CFS2301998		SPATROL	SPATROL : School Patrol	HERMOSA
02/28/23 15:41:36	CFS2301999		AMB	AMB : Ambulance Calls	HERMOSA

Total Records: 53

MEMORANDUM

PROJECT: Town of Hermosa Water Treatment System
LOCATION: Hermosa, Custer County, South Dakota
DATE: March 10, 2023
TOPIC: Proposal for WRT - Water Treatment System

Upon reviewing the submitted proposal for water treatment from WRT, it details the efficiency and space requirements for the system to be installed fully within the Town of Hermosa's existing pump house. This Gross Alpha Removal system (Z-92) will process water through a series of treatment columns, known as media, to help reduce the amount of Gross Alpha entering the Town's drinking water from New Well (#2268). Required levels of contaminants within the drinking water coming from the Aquifer have influent values that must be met for consumption to occur safely. Uranium, two types of Radium, and Gross Alpha are the specific influent water quantities that are tested and noted. With a system flow rate projected between 50-70 Gallons Per Minute (GPM) once the WRT system is installed and treatment has begun. Flow meters, pressure equipment & manuals for the operator(s) training will be provided upon delivery and assembly of unit.

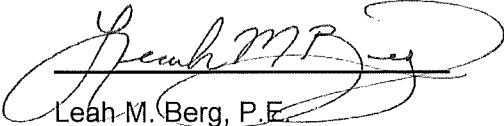
The proposal provides an offer of 30 days for costs based on today's market. The proposal also makes mention of a Budgetary Price for the equipment and a media exchange price. The project will still need to be designed/engineered and approved by SDDANR before being placed out for public bids from contractors. Once the execution of the project is made through awarding of the project to the low bidder the contractor can proceed with shop drawings to get the equipment finalized. Once the Order is placed with WRT the timeframe is stated as a max of 6 months for delivery to the site.

Due to the unique layout of the Town's pump house, photos and a sized layout was submitted to WRT for the purpose of unit placement. This offered an arrangement to the system's layout that is considered by WRT's standard configurations. Additional markups to ACES submission indicates a layout WRT is suggesting going forward. One the layout included in the Proposal packet the circles indicate the vessels/columns for the removal process and the rectangle is a base unit for cartridge filter(s) and other system elements. The maximum design for pressure on this unit is at 100 psi with an annual well production of 9 million to be treated.

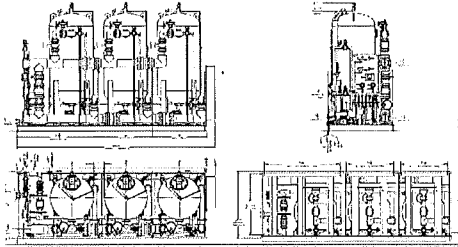
With the water sample test results and revised WRT system design through the manufacturer, the estimated project costs still apply of: WRT System \$330,000, Installation and Miscellaneous \$100,000, and Engineering \$53,500. That has a total

budget amount of \$483,500. This breakdown has been provided in the facility plan and to Custer County. Without having contractor bids the true project cost cannot be finalized.

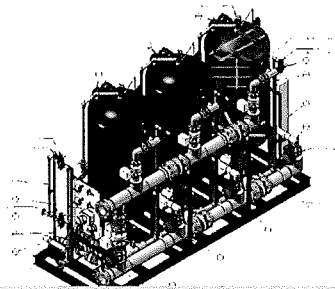
Attachments: WRT Proposal and Information Packet



Leah-M. Berg, P.E.



DESIGN



DEVELOP



DELIVER

Proposal for Water Treatment System

Hermosa

Hermosa, South Dakota

February 23, 2023

WRT Contact

Ron Dollar, VP of Sales and Marketing

Email: rdollar@wrtnet.com

Phone: 303-403-5480



www.wrtnet.com

901 W. 116th Ave., Suite 400 • Westminster, CO 80234 • 303-424-5355



Z-92[®] Gross Alpha Removal System



PROCESS DESCRIPTION

Water passes through treatment columns where gross alpha is reduced. When the media is loaded with gross alpha, it is removed from the vessels onsite and replaced with new media. This complete process is handled by WRT, who is responsible for the safe, licensed, long-term disposal of the media to reduce risk and ensure regulatory compliance.

Company Overview



WRT'S CAPABILITIES

- Design and manufacturing of treatment systems: 10 to 10,000 GPM
- Process design for the removal of numerous contaminants
- Radium removal, uranium removal, pressure filters, ion exchange systems
- Long Term Service Agreements (LTSA) that reduce liability and risk by providing a defined monthly cost to operate, maintain, monitor, exchange, properly license, transport, dispose and decommission systems at the end of contract life

ENERGY EFFICIENT No external pumps, other than the well pump, required.

WATER EFFICIENT All water entering the system is treated and usable as process water. No regeneration or backwash required.

ECONOMICAL Long Term Service Agreement provides known cost of operation and risk management.

PROVEN Billions of gallons treated annually.

Complete System



Complete gross alpha removal system and services provided by WRT:

- Nothing is imparted into the water during the treatment process.
- No liquid waste stream is generated by this process; this is a zero-liquid-discharge system.
- Disposal of material to licensed low level radioactive waste facilities by WRT.
- Minimal Maintenance and Operation required.
- No handling of radioactive materials, media, or chemicals by Utility personnel.
- Z-92[®] Media is NSF, Standard 61 certified for use in drinking water applications.



Design Parameters



The system shall be specifically designed to remove the target contaminants from the groundwater supply. All components and media in contact with water are NSF-61 compliant for potable water consumption.

The treatment system shall be designed based on the following parameters:

INFLUENT WATER QUALITY

Total Uranium	11 µg/L
Total Combined Radium (Ra-226 + Ra-228)	4.7 pCi/L
Total Gross Alpha	22.2 pCi/L

SIZING

Design Flow Rate	70 GPM
System Flow Range	42 - 70 GPM
Annual Well Production to Be Treated	9 MGALLONS
Number of Treatment Trains	7
Number of Vessels per Treatment Train	2
Empty-Bed Contact Time (EBCT)	4.6 MIN
Hydraulic Loading Rate	10.1 GPM/ SQ FT
Maximum Design Pressure	100 PSI
Media Volume per Vessel	3.1 CF
Estimated Throughput per Exchange	69 MGALLONS

TREATED WATER QUALITY REQUIREMENTS

Total Gross Alpha	< 15 pCi/L
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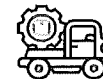


Scope of Supply



Engineering	Engineering including submittals, and installation instructions
Equipment Configuration	Portable Exchange System (PES) consisting of prefilter skid and vessels
Vessels	PE lined FRP vessels, 14" diameter x 47" overall height
Prefilter	Cartridge filter on skid with associated piping and valving
System Piping	Sch80 PVC Pipe with SS304 fasteners, fully assembled on skid Hosing to vessels
Media	43.4 CU FT Z-92® Gross Alpha Removal Media
System Valving	Manual butterfly valves Air/Vacuum release valve Pressure relief valves
Other Instruments	Flow meters and pressure equipment as needed
Manuals	Operation and Maintenance Manuals
On-Site Services	System startup: includes inspection of contractor-installed equipment, Operator training
Licensing	<i>A site-specific Radioactive Materials License may be necessary for installation and operation of the system</i>

Current Media Exchange



Z-92® Media Exchange	Remove the existing treatment media from the treatment vessels onsite and replace with new Z-92® Gross Alpha Removal Media, disinfect and place the system back into operation. This includes new treatment media, transportation and proper disposition of spent media
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Budgetary Pricing



Z-92® GROSS ALPHA REMOVAL SYSTEM

\$97,900

Media Exchange Pricing



CURRENT PRICING FOR MEDIA EXCHANGE

\$70,500

EQUIPMENT PAYMENT TERMS

- 15% upon delivery of submittal drawings
- 35% upon approved drawings in order to release for fabrication
- 40% upon delivery to site
- 10% upon system commissioning

Payment of invoices is due in full within 30 days of the date of the invoice. Payments must be made by ACH or check.

All orders are accepted subject to credit approval of purchaser.

Any amounts not paid when due will be subject to a finance charge of 1½% per month.

NOTES

- This proposal is based upon today's costs and is valid for a period of 30 days.
- Pricing includes freight to site.
- Offloading, setting, or installation not included.
- Taxes, bonding, and permitting not included.
- Pricing is based on WRT standard terms and conditions.
- Financial Assurance may be required and is not included.
- Compliance with Build America, Buy America (BABA) Act has not been taken into consideration for this proposal.

DELIVERY

- 10-12 weeks for submittals after execution of purchase order
- 20-26 weeks for delivery after approval of submitted drawings

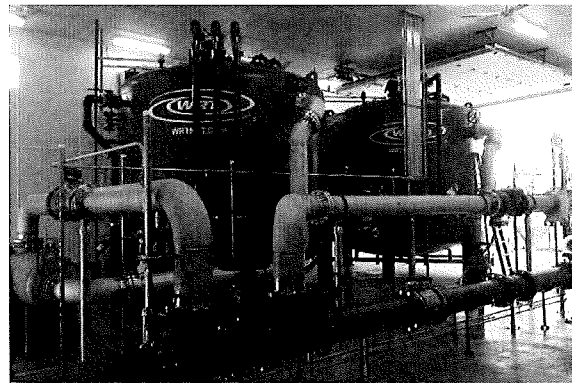
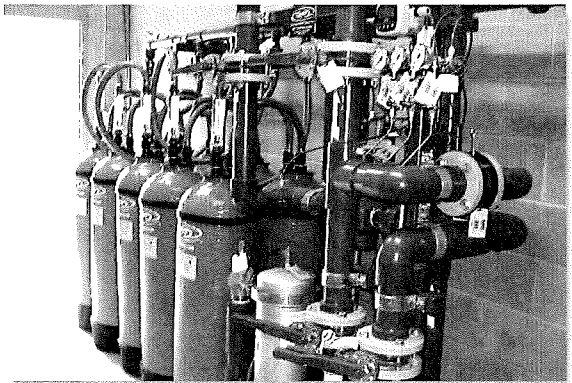
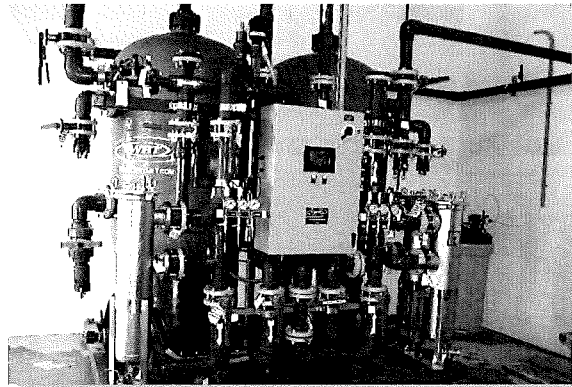
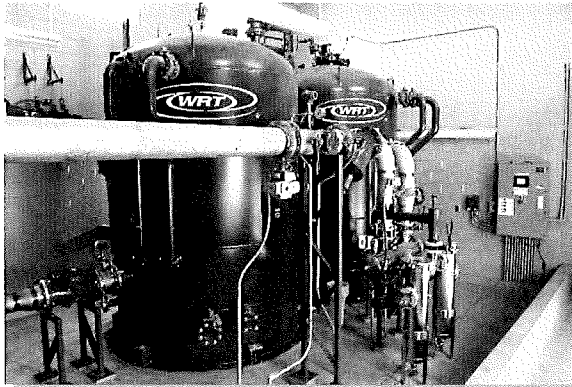


Standard Terms and Conditions

- 1. Payment.** Unless otherwise agreed by the parties in writing, payment for all products purchased pursuant to this Agreement shall be made within 30 day of Seller's invoice. Any amount not paid as agreed shall be subject to an interest charge of 1% per month, compounded monthly. Buyer will be liable for all of Buyer's costs to collect amounts due under this agreement, including reasonable attorney's fees, whether or not any collection action is commenced.
- 2. Limited Warranty.** Seller warrants the products sold to the Buyer to be free of defects in materials and workmanship for a period of one year after the products are delivered to Buyer. In the event of any such defect in the products during the warranty period, Seller will provide all parts and labor necessary to correct such defect.
- 3. Disclaimer Of Implied Warranties; Limitation Of Remedies.** THE BUYER'S SOLE AND EXCLUSIVE REMEDY UNDER THE LIMITED WARRANTY PROVIDED HEREIN SHALL BE THE PARTS AND LABOR AS PROVIDED IN THIS AGREEMENT. ALL IMPLIED WARRANTIES, INCLUDING THOSE OF MERCHANTABILITY AND OF FITNESS FOR A PARTICULAR PURPOSE ARE EXCLUDED. SELLER SHALL NOT BE RESPONSIBLE OR LIABLE FOR ANY CONSEQUENTIAL OR INCIDENTAL DAMAGES ARISING FROM THE BREACH OF ANY WARRANTIES WITH RESPECT TO THE PRODUCTS PURCHASED PURSUANT TO THIS AGREEMENT.
- 4. Waiver of and Indemnification for Claims.** BUYER HEREBY AGREES TO WAIVE, RELEASE, DISCHARGE, INDEMNIFY AND HOLD SELLER HARMLESS FOR ANY AND ALL CLAIMS FOR DAMAGES FOR DEATH, PERSONAL INJURY OR PROPERTY DAMAGE WHICH IT OR THIRD PARTIES MAY HAVE OR WHICH MAY HEREAFTER ACCRUE AS A RESULT OF THE BUYERS' USE OF THE PRODUCTS SOLD PURSUANT TO THIS AGREEMENT.
- 5. Intellectual Property.** To the extent the products sold pursuant to this Agreement contain, reflect or consist of the Seller's intellectual property, the sale does not include a sale of such intellectual property or of a license to use such intellectual property beyond the use by the Buyer of the products sold.
- 6. Assignment.** In the event that Buyer assigns its rights and obligations under this Agreement any assignment of its payment obligation will be ineffective and Seller will remain jointly and severally liable, with its assignee, to pay all amounts due pursuant to this Agreement.
- 7. Non-Reliance on Written or Oral Statements.** Buyer has relied on its own investigation about the qualities and performance of the products purchased pursuant to this Agreement and has not relied upon the written or oral statements of Seller or its representatives in entering into this Agreement.
- 8. Only Agreement.** This is the only Agreement between the Buyer and Seller relating to the products purchased pursuant to this Agreement, and no oral or other statements, not contained herein, shall be binding on either the Buyer or the Seller.
- 9. Modification.** The terms of this Agreement may not be modified, except in a writing signed by the party to be bound.
- 10. Non-Waiver; Severability.** Waiver by either party hereto of non-performance of any term, provision, covenant, obligation or condition of this Agreement shall not be considered a waiver of any subsequent nonperformance, nor as waiver of the term, provision, covenant, obligation or condition itself. If any provision of this Agreement is found to be prohibited, invalid or unenforceable, such finding will not invalidate or render unenforceable any remaining provisions of this Agreement.
- 11. Arbitration.** Any disputes arising in any way in connection with this Agreement or the products sold by the Seller shall be resolved by binding arbitration under the Colorado Uniform Arbitration Act (C.R.S. § 13-22-201 *et seq.*) (the "Act"). The parties agree that the District Court of Jefferson County, Colorado shall have jurisdiction over them for the purposes of applying the provisions of the Act. All arbitration proceedings shall take place within the greater metropolitan area of Denver, Colorado. Buyer will reimburse Seller for all attorney's fees incurred by Seller in any arbitration (for collection or otherwise) in which Seller prevails.
- 12. Governing Law.** This Agreement and any disputes or claims arising from it shall be governed by and construed according to the laws of the State of Colorado.



Water Treatment



Clean water. Clean earth. That's our promise.®

WRT is the parent company of Loprest. For more information about our services, call 303.424.5355 or visit wrt.net.

Corporate Offices: 901 W. 116th Ave., Suite 400 • Westminster, CO 80234

9c.

From: Mark Enochs
Sent: Tuesday, March 14, 2023 9:36 AM
To: Monika Serviss
Cc: dfinch@proacesinc.com; 'Dan Holsworth'; lberg@proacesinc.com
Subject: Re: Hermosa SD WW / Triplepoint

Monika

Ben, Jessica, and I enjoyed our discussion yesterday. Thanks again for making that happen.

Here is information about Triplepoint and its lagoon treatment technology.

Triplepoint is a company started by lagoon specialists and Engineers. Their focus is improving existing lagoons' treatment processes, enabling increased process capacity and treatment efficiency within the existing footprint.

Triplepoint developed a unique aeration system that combines wastewater mixing and treatment aeration. Each Ares aerator (see attached) mixes wastewater using coarse air as well as provides fine bubble diffusers for excellent oxygen transfer – all in one portable unit. This enables increased dissolved oxygen to reduce BOD and TSS levels while reducing operations and maintenance effort. The result is improved treatment and reduced energy usage.

Triplepoint's approach can increase process treatment capacity by up to 10 times within the existing footprint. They also have systems that can reduce ammonia levels (NitrOx process), which is intended for cold weather applications.

Here's a video of facilities with Triplepoint's Ares aeration system: Ares Aeration Installations and some Case Studies showing how Triplepoint's aeration systems are being used:

- o Pacific, MO
- o Danielsville, GA

(note: Triplepoint's current aeration unit is called "Ares"; its predecessor is the "MARS" unit. Some videos refer to the MARS)

Triplepoint references:

Rick Hahn
City of Fort Pierre, South Dakota
Director of Public Works
r.hahn@fortpierre.com
605-223-7690

Dan Van Langen
City of DeSoto, Iowa
Public Works Director
desoto-pwd@mchsi.com
[515-834-2502](tel:515-834-2502)

Both Fort Pierre and DeSoto have Triplepoint's Ares aeration system AND the ammonia removal system (called NitrOx). The NitrOx unit uses a lot more aeration than the Ares aeration system.

Please let me know what questions you have.

Looking forward to hearing from you!

Mark Enochs
MNX inc
[952-334-9257](tel:952-334-9257) Mobile
mark@mnxinc.net

From: Mark Enochs <mark@mnxinc.net>
Date: Monday, March 13, 2023 at 11:01 AM
To: 'Monika Serviss' <monika@hermosasd.com>
Cc: dfinch@proacesinc.com <dfinch@proacesinc.com>, 'Dan Holsworth' <gjholsworth@midco.net>, lberg@proacesinc.com <lberg@proacesinc.com>
Subject: Re: Hermosa SD WW / Triplepoint

Hi Monika

It was good talking with you this morning. Again, thanks for your time.

Triplepoint & I reviewed the Town's current lagoon information and have a possible solution we'd like to review with you all. We appreciate your interest in having a web meeting with Triplepoint to talk through the possible solution.

Our possible solution could be relatively quick to implement, much less than the planned \$1M project, stay within the existing lagoon system (no need for additional lagoons), greatly improve treatment, and allow for future growth.

The soonest we're available is today at 3:30 pm MDT and tomorrow 7:30 am MDT. Please let me know if either of those work.

Looking forward to hearing from you.

Mark Enochs

From: Mark Enochs
Sent: Monday, March 13, 2023 10:01 AM
To: Monika Serviss
Cc: dfinch@proacesinc.com; 'Dan Holsworth'; lberg@proacesinc.com
Subject: Re: Hermosa SD WW / Triplepoint

Hi Monika

It was good talking with you this morning. Again, thanks for your time.

Triplepoint & I reviewed the Town's current lagoon information and have a possible solution we'd like to review with you all. We appreciate your interest in having a web meeting with Triplepoint to talk through the possible solution.

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Looking forward to hearing from you.

Mark Enochs
MNX inc
952-334-9257 Mobile
mark@mnxinc.net

From: Mark Enochs <mark@mnxinc.net>
Date: Monday, March 13, 2023 at 8:34 AM
To: lberg@proacesinc.com <lberg@proacesinc.com>
Cc: dfinch@proacesinc.com <dfinch@proacesinc.com>, 'Dan Holsworth' <gjholsworth@midco.net>, 'Monika Serviss' <monika@hermosasd.com>
Subject: Re: Hermosa SD WW / Triplepoint

Leah

Thanks for sending the files.

I'll review this with Triplepoint and let you & the Town know what we find.

Mark B. Enochs, PE
President

MNX inc
952-334-9257 Mobile
mark@mnxinc.net

From: Mark Enochs <mark@mnxinc.net>
Date: Monday, March 13, 2023 at 8:34 AM
To: lberg@proacesinc.com <lberg@proacesinc.com>
Cc: dfinch@proacesinc.com <dfinch@proacesinc.com>, 'Dan Holsworth' <gjholsworth@midco.net>, 'Monika Serviss' <monika@hermosasd.com>
Subject: Re: Hermosa SD WW / Triplepoint

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Mark B. Enochs, PE
President
MNX inc
[3574 Clare Downs Path](https://www.mnxinc.net)
[Rosemount, MN 55068](https://www.mnxinc.net)
[952-926-7000](https://www.mnxinc.net) Direct Office
[952-334-9257](https://www.mnxinc.net) Mobile
mark@mnxinc.net
www.mnxinc.net
** Professional Engineer MN & OH*

From: lberg@proacesinc.com <lberg@proacesinc.com>
Date: Saturday, March 11, 2023 at 4:24 PM
To: Mark Enochs <mark@mnxinc.net>
Cc: dfinch@proacesinc.com <dfinch@proacesinc.com>, 'Dan Holsworth' <gjholsworth@midco.net>, 'Monika Serviss' <monika@hermosasd.com>
Subject: RE: Hermosa SD WW / Triplepoint

Mark,

As you mentioned below, we have already completed a lagoon expansion design and are currently picking up comments from the State. The DropBox links below include the design narrative and the Project Manual with specs and plans.

I'm not sure how Triplepoint would be involved at this time.

<https://www.dropbox.com/s/4290fgg3zr7ih95/Town%20of%20Hermosa%20Lagoon%20Expansion%20Design%20Narrative%201-31-23%20stamped.pdf?dl=0>

<https://www.dropbox.com/s/xt34c1o18reohxx/Town%20of%20Hermosa%20Project%20Manual%20with%20Plans%20Lagoon%20Expansion%201-31-23%20stamped.pdf?dl=0>

Thank you,

Leah M. Berg, P.E.

Civil Engineer / President

ACES

AFFORDABLY CREATIVE ENGINEERING SERVICES

Affordably Creative Engineering Services, Inc

324 St. Joseph St, Suite 200

Rapid City, SD 57701

Fax [605-716-1144](tel:605-716-1144)

Phone [605-716-4646](tel:605-716-4646)

Cell [605-545-1120](tel:605-545-1120)

LBerg@proacesinc.com

From: Mark Enochs <mark@mnxinc.net>

Sent: Friday, March 10, 2023 10:37 AM

To: lberg@proacesinc.com

Cc: dfinch@proacesinc.com

Subject: Re: Hermosa SD WW / Triplepoint

Hi Leah

I'm interested in talking with you about the Town of Hermosa SD's wastewater lagoons.

I understand that plans have been submitted to the State for review; we're aware of the time constraints as well. We're interested in reviewing information about the existing lagoon system to see if/what can be done to improve treatment, possibly without increasing the footprint. If you could please send me that information we'll review quickly and get back to you.

It's possible that, again depending on the configuration, that a treatment solution exists that could meet the treatment objectives while saving the Town quite a bit of \$. Saving communities of this size \$ while meeting their WW treatment goals is something Triplepoint does well. We'd at least like the opportunity to try.

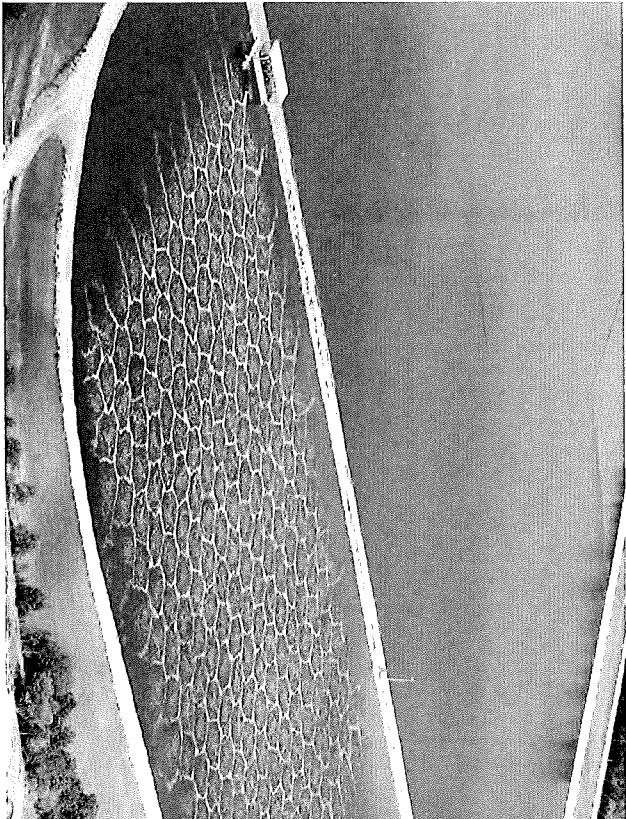
The Town let me know that ACES is the quickest, easiest way for us to get the relevant information we need to run some quick numbers.

Looking forward to hearing from you.

Mark Enochs

MINX inc

[952-334-9257](tel:952-334-9257) Mobile



Your Lagoon: Our Passion. Our Focus: Our Guarantee.

Lagoons are the least expensive, lowest maintenance method of wastewater treatment. Perfecting lagoons is our singular focus. We develop unique technologies and processes that cost-effectively help your lagoon Do It Better. You can upgrade a lagoon to meet or exceed any discharge requirement and ultimately produce clean water for your environment at a fraction of the cost of a mechanical plant.

The best solution is one tailored to work with your existing infrastructure. Our proven process evaluates the entire lagoon system using our proprietary treatment models to determine the best, most cost-effective solution for your treatment goals. We call it our Lagoons Do It Better Process and we believe in it so much that we guarantee that your system will do what we say it will do.

Ares
WASTEWATER TREATMENT

NitroOX
WASTEWATER TREATMENT

NitroOXD
WASTEWATER TREATMENT

PhosBox
WASTEWATER TREATMENT

LRAS
WASTEWATER TREATMENT



1010 Lake Street
Oak Park, IL 60301

312.428.4634
lagoons.com
800.654.9307



LAGOONS
Do it better.



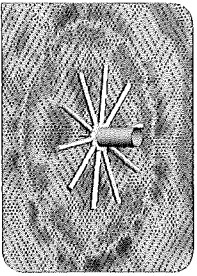
ARES AERATION Mixing Aerating. Lagoons.

Ares Lagoon Aeration

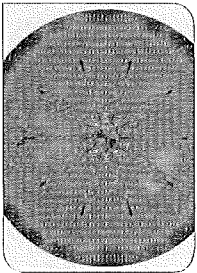
More efficiency. More mixing. More portability.

Triplepoint's Ares Lagoon Aerator combines industry-leading aeration efficiency with unmatched mixing capability in one portable unit. Independent testing conducted under ASCE Oxygen Transfer SOTE of up to 2.4 percent per foot of submergence or 4-7 lb/O₂ per horsepower hour. This translates to energy savings of up to 60 percent over standard lagoon aeration equipment.

Moreover, Computational Fluid Dynamics (CFD) Modeling demonstrates pumpage of 7,800 gallons per minute, leading to better treatment and lower sludge levels on the bottom of your lagoon. Ares' innovative high negative buoyancy ballast is 30 percent lighter out of the water to make installation and maintenance easier.



High horizontal velocity of water aids in sludge reduction

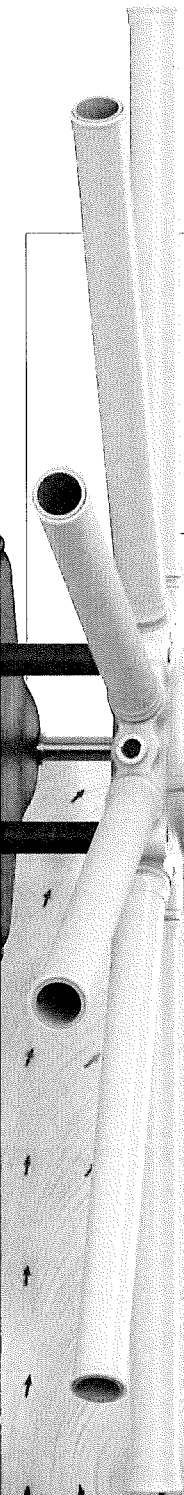


Total mixing diameter of up to 125 ft

Draft Tube Mixing

Portable Design

Fine Bubble Efficiency



Up to

2.4% / ft

SOTE

Up to
7,800 gpm
pumpage

Up to

30%

less weight

Lagoon Aeration, Optimized.

Fast installation. Easy maintenance. Reliable operation.

Ares Lagoon Aerators are easy to install: Each self-weighted unit is connected to an onshore blower via flexible weighted tubing and lowered into the water. Maintenance is just as easy and can be performed from the surface without system downtime.

With its rugged construction, anti-fouling diffusers, and no submerged moving parts, Ares ensures reliable, worry-free performance.

Ares Lagoon Aerators are easy to install: Each self-weighted unit is connected to an onshore blower via flexible weighted tubing and lowered into the water. Maintenance is just as easy and can be performed from the surface without system downtime.

Individual Aerator Control

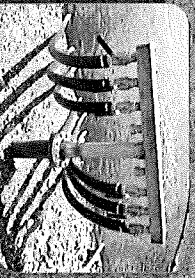
Heavy Flex Aeration Tubing

Onshore Blower

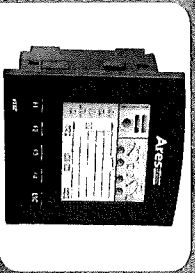
Large Mixing Area

Portable Aeration

Up to 125' diameter



Individual flexible lines for each aerator provide robust installation and easy control and maximized redundancy.



Add a blower kit for cost-effective automated control, remote monitoring, and system alerts.

Aeration Designed for You

Precision built. User friendly. Tailored for you.

Ares is designed with the user in mind! The rugged, precision molded hub is factory fused so it won't crack or leak, ensuring the fine-bubble diffusers lock in and seal tight every time.

Our innovative Diffuser Quick Connect™ assembly allows the diffusers to be mounted to the hub just before installation, so units are easier to store, handle, and move.

Tailored for you.

With multiple available membrane options, including EPDM, silicone, polyurethane, and custom formulations, you can specify the right material for your application.

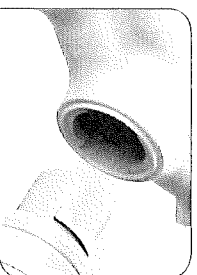
CFD optimized
static tube

138 lb
total weight

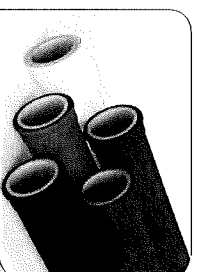
4X stronger
molded hub

5 second
Quick Connect™

2X lifespan
customized
membranes



Patent-pending Quick Connect assembly is fast and guaranteed to seal



Diffuser membranes are customized to perform in your application

9 D.

Town of Hermosa

PO Box 298 • 230 Main St • Hermosa, SD 57744

Phone (605) 255-4291 • Fax (605) 255-4094

E-mail monika@hermosasd.com

www.hermosasd.com

March 16th, 2023

Andy Bruels,
Department of Agriculture and Natural Resources
Joe Foss Building
523 E Capitol Avenue
Pierre, SD 57501

Dear Andy,

Before we turn the well and Gumbo Lily infrastructure money back, we would like to get some information on those funds and see if it can possibly be used for a different project.

We need to replace our 2" booster, to serve the citizens of Hermosa, with a 6 " booster, which would help us increase fire hydrant as well as water line pressure to satisfy future needs. ARPA money we received from Custer County Commissioners will most likely cover the costs of the WRT system we are planning to install this year, but we are wondering, since it was offered to help us with WRT system, could we direct those funds to get the booster pump replaced?

Since we were allowed to use Gumbo lily infrastructure loan/grant money to help us with the Lagoon upgrade project, we were hoping we could also use the water infrastructure money from Gumbo Lily for the 6" booster. We are in the process of getting the Lagoon design approved and hoping to send it for bids very soon.

Please let us know your thoughts on this matter or if you have any questions.

Thank you for your time.

Dan Holsworth
Board President

From: Bruels, Andrew
Sent: Friday, March 17, 2023 9:18 AM
To: Monika Serviss
Cc: William Lass; Larson, Abbey
Subject: RE: Town of Hermosa

Monika and Dan,

I reviewed the questions in your attached letter. The funds awarded will not be able to be used for the installation of a new 6-inch booster station for a couple of different reasons.

1. The original application submitted for inclusion on the State Water Plan did not include this work in the project scope. Prior to any funding to be allowed for use on a project the project itself must first be on the State Water Plan. This was not the case in this situation. This state water plan application was limited to a new water source, treatment, and expansion of the system to Gumbo Lilly.
2. Even if a project is included on the state water plan it must also be specifically included within the scope of work on the funding application and supporting engineering report. These again were specific in scope to the installation of the new water source, treatment system, and Gumbo Lilly expansion.
3. Since the project scope of did not include the booster station we are not able to allow these funds to be used outside the scope of the original project.
4. The reason the funds from the wastewater project were allowed to be used for the lagoon is that project was part of the scope of the funding. We are allowed to reduce the scope of a funding award to a smaller part of the project, but we cannot expand the scope.

If Hermosa wishes to pursue funding for a project for the booster station my recommendation is to have an engineering report completed or necessary amendments done to identify the project and alternatives, submit an application for placement on the State Water Plan, and then submit an application for funding of that project.

If the town does not intend to proceed with the work in the approved funding package, we would want a request to officially deobligate those funds.

Thank you,

Andy

From: Monika Serviss <monika@hermosasd.com>
Sent: Thursday, March 16, 2023 5:58 PM
To: Bruels, Andrew <Andrew.Bruels@state.sd.us>
Subject: [EXT] Town of Hermosa

Hi Andrew,

Please see attached a letter from us with some questions. We are moving forward with the projects and just wanted some clarification on the funds.

**HERMOSA PLANNING & ZONING BOARD
REGULAR MEETING & PUBLIC HEARING
March 14, 2023 @ 6:00pm**



10 A.

ROLL CALL: Harris called the meeting to order at 6:00pm with the following members present; Harris, Waltman, Irvine, Westergard and Klaski. Liaison Schumack. Pledge of Allegiance led by Harris.

PUBLIC HEARING: Permit 2023-07 – Parcel 009322 – Rezoning from Residential to Commercial – Dybvig stated seven letters were sent out and one reply was received. Public voiced concerns if rezoning would affect their property taxes. Citizens had no issues with how the property is being used now but expressed concern if property should be sold in the future and what kind of business would be allowed. The proposed property for rezoning to Commercial is surrounded mainly by residential properties and citizens had concerns regarding extra traffic and noise. Harris thanked the citizens for attending and stating their concerns. Motion made to leave property as Residential with Ferguson to continue with a Conditional Use Permit. Seconded; vote; all aye; motion carried. Motion made and seconded to adjourn public hearing. Vote; All Aye

Planning and Zoning Regular Meeting

CALL FOR CHANGES: Motion made; seconded to amend the approve the agenda as presented; vote; all aye; motion carried.

CONSENT CALENDAR: Motion made; seconded to approve the February 28, 2023, meeting minutes; vote; all aye; motion carried.

CONFLICT OF INTEREST DECLARATION: None

OLD BUSINESS:

Permit 2022-18 – Custer County Concession Stand – Pending
Permit 2022-25 – Parcels 009318 & 009319 – Design for Sewer System - Pending

NEW BUSINESS:

2023-09 – Demolition Permit for 260 Folsom St. - Demo old trailer house. Motion made; seconded to approve; vote; all aye; motion carried.

REVIEW BOT MINUTES: February 27, 2023 & March 7, 2023

ORDINANCE REVIEW & WORK ITEMS:

Fire Ordinance – Preliminary Draft will be presented at March 14, 2023 Work Session following P&Z meeting - Pending
Emergency Management Ordinance - Pending
Solar (Panels) Ordinance - Pending
Review of 2018 Comprehensive Plan - Pending

TRUSTEE INPUT: Waltman indicated it was great to see all the citizens who attended and thanked them for attending the Meeting and Public Hearing.

CITIZEN INPUT:

ADJOURN: Motion made, seconded to adjourn the meeting at 6:23 pm; Vote; all aye; motion carried.

Joan Harris, Planning & Zoning Board President

Jill Dybvig, Administrative Assistant

There may be a quorum of Board of Trustees present at Planning & Zoning Meetings

Town of Hermosa

10 D.

PO Box 298 • 230 Main Street • Hermosa, SD 57744

Phone (605) 255-4291 • Fax (605) 255-4094

Email: town@hermosasd.com

ZONING APPLICATION

DATE 2-16-2023

PERMIT # 2023-07

Receipt # _____	Cash _____	Check # <u>1011</u>	Amount <u>75000</u>	(\$750.00)
-----------------	------------	---------------------	---------------------	------------

OWNER Chuck + Donna Ferguson Chris + Christina Nolak PHONE: 605-390-0045

CONTACT ADDRESS: 220 Ferguson St. Hermosa SD 57744 EMAIL: _____

STREET ADDRESS OF PROPERTY: 3rd St.

LEGAL DESCRIPTION: Lot 8 Block 15 + Outlot J Lot 9 Sec. 32 T2 R8

TYPE OF APPLICATION: NEW ANNEXATION _____ ZONING CHANGE X

CURRENT ZONING: RESIDENTIAL 1 X RESIDENTIAL 2 _____ HIGHWAY SERVICE _____ NO USE _____
 AGRICULTURAL _____ COMMERCIAL _____ GENERAL INDUSTRIAL _____

CURRENT USE(S): Storage of Equipment - maintenance

REQUESTED ZONING: RESIDENTIAL 1 _____ RESIDENTIAL 2 _____ HIGHWAY SERVICE _____ NO USE _____
 AGRICULTURAL _____ COMMERCIAL X GENERAL INDUSTRIAL _____

PROJECTED USE(S)/PURPOSE OF REQUEST: Storage of Equipment - maintenance

SIGNATURE OF APPLICANT: Chuck Ferguson DATE OF APPLICATION: 2-16-2023

DOCUMENTATION: Site Plan reflecting adjoining property zoning status
 Survey Report Photos Neighbor Agreements

ALL APPLICATIONS MUST BE APPROVED BY THE HERMOSA PLANNING AND ZONING COMMISSION AND THE HERMOSA BOARD OF TRUSTEES PRIOR TO COMMENCEMENT

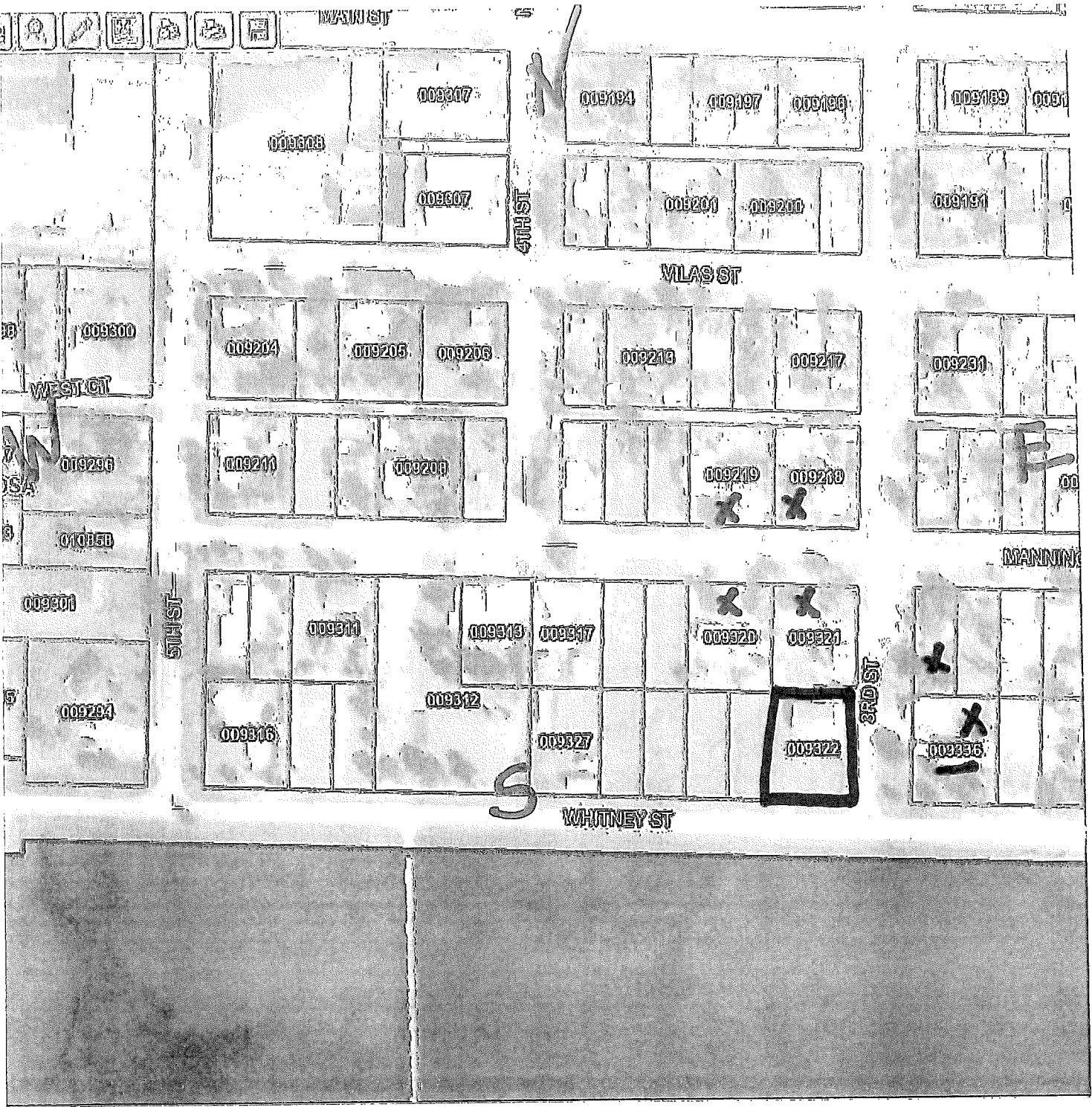
Parcel # 009322
OFFICE USE ONLY

PLANNING AND ZONING COMMISSION
 Approved Denied

NAME: _____
 TITLE: _____
 SIGNATURE: _____
 DATE: _____
 APPLICATION FEE \$750.00
 DATE PAID: _____

HERMOSA BOARD OF TRUSTEES
 Approved Denied

NAME: _____
 TITLE: _____
 SIGNATURE: _____
 DATE: _____
 DATE PERMIT ISSUED: _____



Owner Address: FERGUSON CHELSEA D & DONNA M & NOVAK CHRISTOPHER & CHRISTINA M JT WROS
 PO BOX 205
 HERMOSA, SD 57744-0205

16.1-7-0-0-0
 LOT 8 BLOCK 15 & OUTLOT J LOT 9 SEC 32 T2 R8
 744-00-058-000-007-00
 (Note: Not to be used on legal documents)

009322

X - Letters sent on Public Hearing

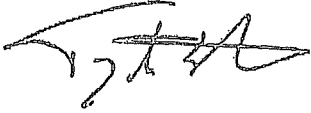
Jill Dybvig

From: Troy Schmidt <tschmidt@custercountysd.com>
Sent: Thursday, February 16, 2023 1:59 PM
To: Jill Dybvig
Subject: RE: Address for Parcel -Hermosa

COPY

Hi Jill,

It looks like the neighbor property across the street from the driveway (parcel 009336) is 222 3rd Street. I would think 221 or 223 3rd St addresses are going to be your best options.



Troy A. Schmidt | GIS Director
Custer County GIS Office
420 Mt. Rushmore Rd | Custer, SD 57730
Office: (605) 673-8141 | Mobile: (605) 760-0960
GISdepartment@custercountysd.com



CUSTER COUNTY

From: Jill Dybvig <jill@hermosasd.com>
Sent: Thursday, February 16, 2023 1:52 PM
To: Troy Schmidt <tschmidt@custercountysd.com>
Subject: Address for Parcel -Hermosa

Troy,
Good afternoon! I have someone who has submitted a Rezoning Application for parcel 009322. He was renting it but has now purchased it. It is a shop and zoned residential and he would like to zone Commercial. I need to establish an address for this parcel. The parcel to the north is 207 3rd St. I appreciate any help you can me.
Thank you and have a great day!

Jill Dybvig

Town of Hermosa
605-255-4291

Town of Hermosa

PO Box 298 • 230 Main Street • Hermosa, SD 57744
Phone (605) 255-4291 • Fax (605) 255-4094
Email: town@hermosasd.com

**3-15-23. Paid in FULL in 10 E,
CK# 1016
\$2500**

DEMOLITION PERMIT APPLICATION

Date 3-9-2023

Permit # 2023-09

Receipt # _____	Cash _____	Check # _____	Amount _____ (\$25.00)
-----------------	------------	---------------	------------------------

Name (Structure Owner) Terri Schumack Phone: 605 391 3324

Contact Address: PO Box 292

Email: _____

Address of Project/Relocation: 260 Folsom St

Legal Description: Tracts 819 of Outlot A Sec 29 T2 R8

*Contractor Name: Terri Schumack (Check) Phone: _____

***Contractors must all be registered with the Town of Hermosa**

Contact Name: _____

Address: _____

Type Of Construction: Wood () Block () Metal () Pole () Mobile () Modular () Other: _____

Type Of Use: Residential () Accessory () Addition () Commercial () Other: _____

Description of Project: _____

Current Site Sewage Disposal System? Yes No Private Public

Information Water Supply System? Yes No Private Public

Utilities Disconnected? Yes No

Asbestos Present Yes No

Asbestos Inspection Yes Date: _____ No

Inspector: _____ Phone: _____ Address: _____

Asbestos Abatement Yes Date: _____ No

Contractor: _____ Phone: _____ Address: _____

Mobile Home Identifying Information

Name on Title: R Serial #: SGC040851 Year: 1964 Size: 14 x 70

Manufacturer: Champion Model: _____ Decal #: _____

Demolition and Clean Up to Be Completed on Or Before: March 9, 2023

ALL APPLICATIONS MUST BE APPROVED BY THE HERMOSA PLANNING AND ZONING COMMISSION AND THE HERMOSA BOARD OF TRUSTEES PRIOR TO COMMENCEMENT.

Terri Schumack
Signature of Applicant

3-9-2023
Date

Parcel # 009258
OFFICE USE ONLY

Planning and Zoning Commission <input type="checkbox"/> Approved <input type="checkbox"/> Denied Name: _____ Title: _____ Signature: _____ Date: _____ Application Fee: <u>\$25.00</u> Date Paid: _____	Hermosa Board of Trustees <input type="checkbox"/> Approved <input type="checkbox"/> Denied Name: _____ Title: _____ Signature: _____ Date: _____ Date Permit Issued: _____
---	---

"In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, age, disability, religion, sex, and familial status. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD)."

12 B.

From: Zacher, Rich
Sent: Thursday, March 16, 2023 3:12 PM
To: Monika Serviss
Subject: RE: Town of Hermosa

Monika

I am guessing Chuck Ferguson has made this call many times. The call you need to make is to South Dakota 811 or go to this link <https://call811.com/811-In-Your-State/Map/State/South-Dakota>

You will want to know the location you want the Radar Feedback Signs before he calls. Below is guidance as to where you can put the signs and some operation tips.

- The radar speed feedback sign assembly shall be located a minimum of 300' inside the speed zone; achieving a 300' minimum distance from the state's speed limit sign. This will aid in displaying the speed zone that is pertinent to the display instead of displaying the speed prior to entering the speed zone being monitored.
- The radar speed feedback sign assembly shall include a speed limit sign mounted in conjunction with the radar speed feedback display.
- If the radar speed feedback sign assembly is located inside the clear zone, the assembly shall be mounted on breakaway supports complying with NCHRP Report 350 or MASH crashworthy criteria. DOT will take care of the crashworthy breakaway supports.
- The speed display shall not flash either vehicle speeds exceeding the speed limit or any other messages.

Thanks



Richard Zacher
 Custer Area Engineer
 Better Lives Through Better Transportation
 P.O. Box 431 | US385 South
 Custer SD, 57730
 O: [605.673.4948](tel:605.673.4948) | C: [605.673.9014](tel:605.673.9014)
<https://dot.sd.gov/>

From: Monika Serviss <monika@hermosasd.com>
Sent: Thursday, March 16, 2023 2:12 PM
To: Zacher, Rich <Rich.Zacher@state.sd.us>
Subject: RE: [EXT] Town of Hermosa

Thanks for such a quick response. What call do I need to make?

**Hermosa Town Board
Equalization Meeting
Monday, March 20, 2023 @ 6 PM**



12 D.

ROLL CALL: Board of Trustees: Henrichsen, Holsworth, Kramer, Schumack
School Board Member: Larry Baker

CALL FOR CHANGES: Approval of the current agenda. Motion to accept the agenda as presented/amended.

OATH OF OFFICE

EQUALIZATION ITEMS/OBJECTION TO REAL PROPERTY ASSESSMENTS

A) Objection to real property assessment:

6:05 pm Robinson, Susan, - Parcel #015760
Walnut Grove MH CT – Lot 59

6:15 pm Peters, Nick or Shawnee, - Parcel #15030
Walnut Grove MH CT – Lot 10

6.30 pm Harris, Shanna, Raelene, - Parcel #009226
Lots 10-11-12 Block 11, Hermosa

ASSESSMENT ROLL: Approval of assessment roll.

A) Motion by _____; second by _____ to accept the assessment roll as presented/amended as correct and equalized by the review board.

ADJOURN EQUALIZATION BOARD:

Motion by _____; second by _____ to adjourn the meeting at _____ pm, MST.

ADJOURN:

Motion by _____; second by _____ to adjourn the meeting at _____ pm, MST.

12 F.

AGENDA

Black Hills Area Finance Officer Meeting
March 22, 2023
Hill City SD
227 Walnut Ave @ 10:00 am

10:00 Welcome

Introductions

Minutes of the December 7th meeting

Treasurer's Report

District Meeting

Finance Officers School (June 7-9th) HR school (June 6th – 7th)

Election for Secretary

Annual Reports

Board of Equalization Review

Elections

City Roundtable Discussions

Other Items Not Listed

11:30 Lunch (order out)

Resume Agenda after Lunch

Next meeting: Sturgis - September 20th 2023

14 A.

**BRIDGE REINSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, 23 CFR 650, Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, the City of Hermosa is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City requests SDDOT to hire _____ (Consulting Engineers) for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City will be responsible for the required 20% matching funds.

Dated this _____ day of March, 2023, at Hermosa, South Dakota.
(city)

BOT President

ATTEST:

Finance Officer

From: Doug Wessel
Sent: Friday, March 10, 2023 9:35 AM
To: Monika Serviss
Subject: City of Hermosa Bridge Inspection

Brosz

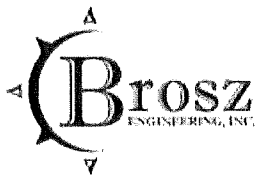
Monika:

Brosz Engineering is pleased to submit an estimate to provide our bridge inspection services for the structure in the City of Hermosa. It is our understanding the structure is a single cell precast box culvert.

Based upon the above structure type, our fee to inspection the structure will not exceed \$1,200.00.

If you should have any questions, or be in need of additional information, please do not hesitate to contact me. Thanks.

Doug Wessel



DOUG WESSEL, PE
BROSZ ENGINEERING

3561 Whitewood Service Rd
Sturgis, SD 57785
O (605) 347-2722

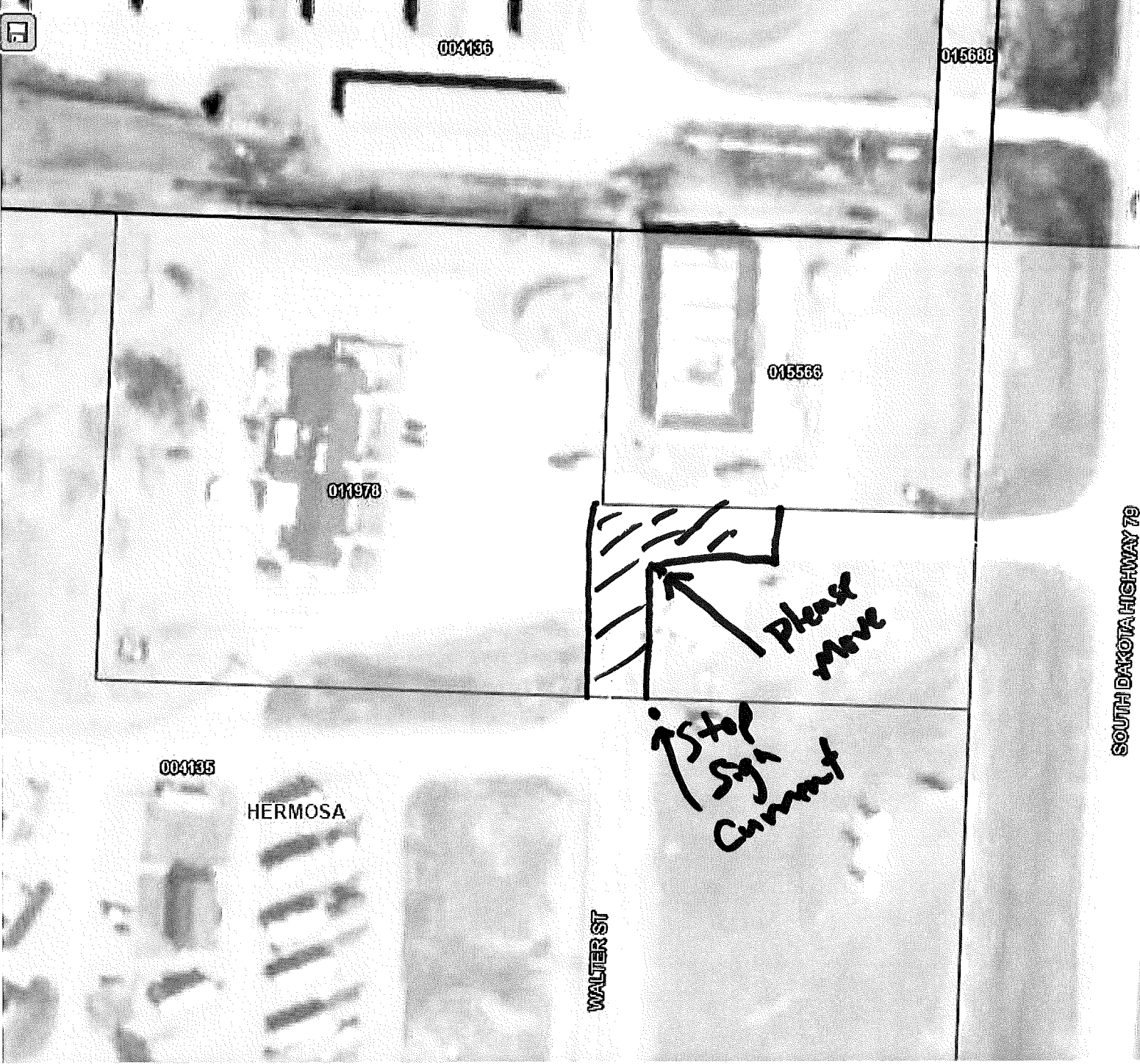


FOR OVER 40 YEARS, PROVIDING QUALITY ENGINEERING & SURVEYING SERVICES

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Shawn
Mayfield
872-5017
RE: Bridge Inspection
\$2000,00

KLJ



Alternate IDn/a
Class Commercial
Acreage 0.805

Owner Address MARTIN DANIEL C & SHELLY
13826 BOX CANYON RD
HERMOSA, SD 57744-7508

Move stop sign north
gravel in right of way

H.C.

14.D.

Resolution 02-2023

Resolution Adopting Custer County Natural Hazard Mitigation Plan, 2023

WHEREAS, the Town of Hermosa supports the contents of the Custer County Natural Hazard Mitigation Plan, 2023; and

WHEREAS, the Custer County Natural Hazard Mitigation Plan, 2023 will be utilized as a guide for planning related to FEMA Hazard Mitigation and other purposes as deemed appropriate by the Town of Hermosa Board of Trustees.

NOW THEREFORE IT BE RESOLVED, that the Town of Hermosa hereby adopts, supports, and will facilitate the Custer County Natural Hazard Mitigation Plan, 2023 implementation.

Adopted by the Town of Hermosa this ____ day of _____, 2023.

Dan Holsworth, President

ATTEST:

Monika Serviss, Finance Officer

From: Kailey Snyder
Sent: Thursday, March 9, 2023 10:40 AM
To: Joan Harris; Monika Serviss
Cc: sesser@custercountysd.com
Subject: Custer County Natural Hazard Mitigation Plan - Resolution

Good morning,

Please find attached the resolution for adoption for the Custer County Natural Hazard Mitigation Plan. If you could please get this signed at your next meeting and returned to me. I usually don't attend the resolution adoption meeting, however, should your board have any concerns, questions, or would like me to attend please let me know.

I am also attached the plan document with and without appendix. The appendix version is too large to email so I have provided a link to dropbox. After the plan is approved by all adopting jurisdictions and we get the official approval from FEMA, I will fill in the adoption dates, plan expiration dates and provide a final version to the town.

Please let me know if you have any questions.

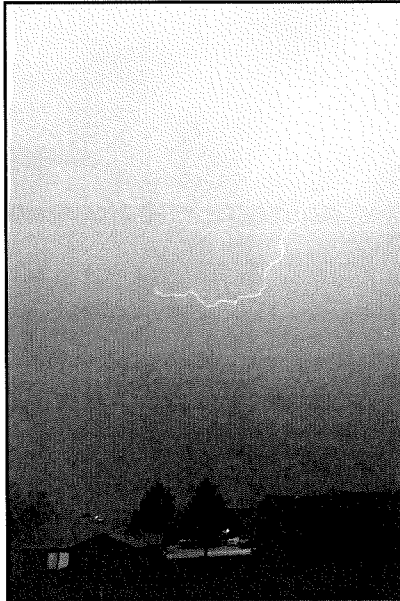
<https://www.dropbox.com/s/e03rr674lto7kt4/Custer%20County%20Natural%20Hazard%20Mitigation%20Plan%20-%20Approval%20Pending%20Adoption%20-%20With%20Appendix.pdf?dl=0>

Much thanks,
~Kailey

Kailey Snyder
Community Development/Resiliency Specialist
Black Hills Council of Local Governments
730 E Watertown Street | Rapid City, SD 57701
P: 605-721-6135 | E: Ksnyder@wrbsc.com

Custer County Natural Hazard Mitigation Plan

Expiration Date: xx/xx/xxxx



Prepared by:
Black Hills Council of Local
Governments
730 E. Watertown St.
Rapid City, SD 57701
(605)-394-2681

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I. INTRODUCTION

Changes/Revisions to Introduction: Introduction section has been rewritten and re-formatted.

INTRODUCTION

Custer County is vulnerable to natural hazards which have the potential to damage and/or destroy the built environment within the county's borders; Custer County acknowledges potential risk exists to people, property, infrastructure, and the economy. Historically, natural hazards resulted in disasters that have inflicted costly damage to property, infrastructure, and residents. While disasters cannot always be prevented, effective mitigation planning reduces risk or potential risk, and thus reduces the costs associated with response and recovery. Hazard mitigation is an effort to make communities more resilient through comprehensive planning efforts such as engaging stakeholders, decision-makers, local leaders, and local governments; resulting in cost-savings for taxpayers by reducing the need to rebuild or remediate damaged property and infrastructure. The planning process includes 1) identification of hazards, 2) analyzing risks associated with the hazards identified, and 3) developing a mitigation strategy to reduce or eliminate risks identified.

AUTHORITY

In October of 2000, the Disaster Mitigation Act (DMA2K) was signed to amend the 1988 Robert T. Stafford Disaster Relief and Emergency Assistance Act. Section 322 of the Disaster Mitigation Act requires local governments to have a natural hazard mitigation plan in place as a condition of receiving federal disaster mitigation funds. The Plan must:

1. Identify hazards and their associated risks and vulnerabilities.
2. Develop and prioritize mitigation actions; and
3. Encourage cooperation and communication between all levels of government and the public.

To be eligible for FEMA's Hazard Mitigation Assistance (HMA) grant programs, the Disaster Mitigation Act of 2000 (DMA 2000) requires local governments to have a FEMA-approved mitigation plan in place. In the mitigation plan, local jurisdictions must demonstrate proposed mitigation projects have a basis in a solid planning process where the unique risks and capabilities of each community are assessed. Mitigation plans must be updated every five years to demonstrate progress has been made toward meeting the community's mitigation goals and ensure the plan continues to be an effective mitigation tool to meet the needs of the county and the communities located within.

PURPOSE

The purpose of the *Custer County Natural Hazard Mitigation Plan* is to fulfill federal, state, and local hazard mitigation planning responsibilities consistent with the Federal Emergency Management Agency's guidelines. This Plan will promote mitigation measures; implement short/long range strategies to minimize suffering, loss of life, damage to infrastructure, and property damage; eliminate or minimize conditions that would have an undesirable impact on the citizens, economy, environment, and the well-being of the county. This Plan will educate and facilitate communication with the public, build public and political support for mitigation activities, and develop implementation and planning requirements for hazard mitigation projects.

PLAN USE

This *Custer County Natural Hazard Mitigation Plan* should be used to help local elected and appointed officials plan, design, and implement policies, programs, and projects to help reduce their community's vulnerability to natural hazards. The Plan should also be used to facilitate inter-jurisdictional coordination and collaboration related to natural hazard mitigation planning and implementation. Formal adoption of the updates to the Plan will keep the County and its communities in compliance with the Disaster Mitigation Act of 2000.

Scope

- Provide opportunities for public input and encourage participation and involvement regarding the mitigation plan.
- Identify hazards and vulnerabilities within the county and local jurisdictions.
- Combine risk assessments with public and emergency management ideas.
- Develop goals based on the identified hazards and risks.
- Review existing mitigation measures for gaps and establish projects to sufficiently fulfill the goals.
- Prioritize and evaluate each strategy/objective.
- Review other technical documents and planning processes for cohesion and incorporation with mitigation planning.
- Establish guidelines for updating and monitoring the Plan.
- Present the Plan to Custer County and the participating jurisdictions for adoption.

Local Goals

- Protection of life to the extent possible through mitigation planning efforts.
- Protection of critical facilities and public infrastructure to the extent possible through mitigation planning efforts.
- Protection of private property to the extent possible through mitigation planning efforts.
- Promote continuity among all levels of government (federal, state, county, city) by connecting mitigation planning efforts to existing local planning activities.
- Protection of the economy, businesses, industry, education opportunities, and the cultural fabric of a community to the extent possible through mitigation planning efforts.
- Protection of natural resources and the environment, to the extent possible through mitigation planning efforts.

Goals of Mitigation Programs as Established by FEMA

- Eliminate or reduce the long-term risk to human life and property from identified natural and man-made hazards.
- Aid both the private and public sectors in understanding the risks they may be exposed to and exploring mitigation strategies to reduce those risks.
- Avoid risk of exposure to identified hazards.
- Minimize the impacts of those risks when they cannot be avoided.
- Mitigate the impacts of damage as a result of identified hazards.
- Accomplish mitigation strategies in such a way that negative environmental impacts are minimized.
- Provide a basis for funding projects outlined as hazard mitigation strategies.
- Establish a regional platform to enable the community to take advantage of shared goals, resources, and the availability of outside resources.

WHAT IS HAZARD MITIGATION?

Hazard mitigation is defined as any cost-effective action(s) that reduces or prevents vulnerability of people, property, and infrastructure in regard to identified hazards and their associated risks. Hazard mitigation measures fall into three categories:

- Keep the hazard away from people, property, and structures.
- Keep people, property, and structures away from the hazard.
- Reduce the impact of the hazard on the victims.

Hazard mitigation measures must be practical, cost-effective, and environmentally and politically acceptable. Actions taken to limit the vulnerability of society to hazards must not in themselves be more costly than the value of anticipated damages.

Mitigation actions should be incorporated into the activities associated with comprehensive and capital improvement planning with consideration given to areas with the greatest vulnerability to natural hazards. Capital investments whether for homes, roads, public utilities, pipelines, power plants, or public works, determine to a large extent the nature and degree of hazard vulnerability to a community. Once a capital facility is in place, it becomes more difficult to correct any errors in location or construction with respect to hazard vulnerability. For these reasons zoning, building codes, and other ordinances that manage development in high-vulnerability areas ensure new buildings and infrastructure are built to avoid or withstand the damaging forces of hazards. These actions are useful mitigation approaches local governments can implement.

Historically mitigation measures have been the most neglected programs within emergency management and planning departments within city and county governments. Since the priority to implement mitigation activities is generally low in comparison to the perceived threat, some important mitigation measures take time to implement. Mitigation success can be achieved when accurate information is portrayed through complete hazard identification and impact studies and followed by effective mitigation management. Hazard mitigation is key in reducing or eliminating risk to people, property, and infrastructure from damage caused by known and/or expected hazards.

This Plan evaluates hazards, risks, and vulnerabilities within the jurisdictional area of the entire county. The Plan supports, aids, identifies, and describes mitigation projects for each of the local jurisdictions that participated in the update. The suggested actions and implementation strategy for local governments could reduce the impact of future natural hazard occurrences. Reducing the impact of natural hazards can prevent such occurrences from becoming disastrous but will only be accomplished through a coordinated partnership with emergency managers, political entities, public works officials, community planners, and other dedicated individuals working to implement the strategies outlined in this plan.

14 E.

TOWN OF HERMOSA ORDINANCE NO. ____

An ordinance replacing in its entirety Ordinance No. 131

And establishing a new town code No. ____

AN ORDINANCE REGULATING OPEN BURNING IN HERMOSA SD

WHEREAS, the Board of Trustees of the Town of Hermosa is charged with protecting the health, safety, and general welfare of the citizens of the Town of Hermosa, Custer County, SD ,and including all property situated therein; and

WHEREAS, The Town of Hermosa has banned open burning, and revised fireworks discharge, after consultation with local fire officials and law enforcement officials, in order to protect the public health and safety; and

WHEREAS, the Town of Hermosa desires to replace the existing code with a new code, that shall indicate, with reference to the arrangement of this code, the proper number of the chapter or section. In addition to this indication as may appear in the text of the proposed ordinance, a caption or title shall be shown in concise form above the ordinance. The Town of Hermosa replaces Hermosa Town Ordinance No. 131 with this Ordinance No. ____; and

WHEREAS, the Town of Hermosa hereby deems it necessary to adopt the restrictions set forth in this Ordinance No. __ in order to reduce the threat posed to the citizens and property of Hermosa residents.

NOW, THEREFORE, BE IT ORDAINED BY THE HERMOSA TOWN BOARD OF TRUSTEES AS FOLLOWS:

SECTION I. DEFINITIONS:

- A. **Open Fire:** Means any outdoor fire, including campfires and burn barrels, which have been banned or if legal are not contained within a fully enclosed fire box or structure from which the products of combustion are emitted directly to the open atmosphere without passing through a stack, duct or chimney and/or spark arrester. Open Fire shall NOT include Charcoal Grills, Liquid Fuel Grills, as defined herein.

- B. **Charcoal Grill:** Means a metal or stone device not resting on the ground with a metal grate designed to cook food using charcoal briquettes, char wood, hard wood, or similar fuel.
- C. **Liquid Fuel Grill:** Means a metal or stone device designed to cook food using liquefied or gaseous combustible fuel.
- D. **Burn Barrel:** Means a metal container used to hold combustible or flammable waste materials so they can be ignited outdoors for the purpose of disposal.
- E. **Outdoor Fireplace:** Means a manufactured appliance constructed of non-combustible materials, with a maximum fuel area of three (3) feet, fueled by cut or split wood, located not closer than 15 feet to any combustible surface and continually attended.
- F. **Campground:** Means any permitted commercial campground operated by private individuals or corporations, the State of South Dakota, or the United States Forest Service.

SECTION II. REGULATIONS:

A. **Burn Barrels:**

1. Special regulation: No person may ignite a fire in a burn barrel WITHIN Hermosa Town limits, nor burn toxic materials of any kind, such as but not limited to, creosote wood, tires, or asbestos. Any person doing so is subject to fines and or imprisonment, as prescribed by law.

B. **Fireworks:**

1. Reasonable Hours; It shall be unlawful for a person to discharge fireworks within the town limits, except during the period beginning July 2nd and extending through July 5th , and during the period beginning December 28, and extending through January 1, as permitted within SDCL § 34-37-16.1.

It shall be further unlawful for a person to discharge fireworks within the town limits during the times outside of July 2, 3, and 5 between 9:00 a.m. to 12:00 (midnight) am., July 4th between the hours of 9:00 am and 2:00 am. On New Years Eve between the hours of 9:00 pm and 2:00 am, News Years Day 9:00 am to 12:00 (midnight) am.

The Hermosa Town Board of Trustees may declare non-use of fireworks if fire conditions are unfavorable.

2. All liability from the discharge of fireworks remains with the person and/or property owner involved. Including but not limited to injuries, death or property damage that may occur from discharging fireworks inside the Hermosa Town limits*.

3. Enforcement: The Department of Public Safety, together with all law enforcement officers of the state and its political subdivisions, shall be charged with the enforcement of the provisions of this chapter.
(Ord. 9.09, passed 5-1-2012) Violation: Except where a penalty is specifically provided, a violation of the provisions of this chapter is a Class 1 misdemeanor.

4. Conflict: In the interpretation and application of the provisions of this chapter, these provisions shall be held to a minimum requirement adopted for the promotion of the public health, morals, safety, and the general welfare. Whenever the requirements of this chapter are at variance with the requirements of other lawfully adopted rules, regulations, or ordinances, the most restrictive, or that imposing the higher standards, shall govern. (Ord. 9.09, passed 5-1-2012)

SECTION IV. REPEAL OF THE TOWN OF HERMOSA ORDINANCE NO. 131:

The Commission hereby repeals The Town of Hermosa, Ordinance No. 131 – To Establish Penalties for Violation of Burn Bans and Permits (Dated May ,01, 2012).

Adopted this _____ by the Town of Hermosa Board of Trustees. This Ordinance No. ____ shall become effective on the twentieth (20th) day after publication.

Town of Hermosa:

Dan Holsworth, President

ATTEST:

Monika Serviss, Finance Officer

First Reading: _____

Second Reading: _____

Adopted: _____

Published: _____

Effective Date: _____

NOTICE OF ORDINANCE ADOPTION

NOTICE IS HEREBY GIVEN: that the Town of Hermosa has adopted Ordinance No. __; known and cited as an ordinance regulating open burning in The Town of Hermosa SD which supersedes all previous ordinances adopted by the Town of Hermosa.

Further, any citizen interested in viewing the Ordinances may view it at Hermosa Town Hall, from 8:00 a.m. to 5:00 p.m., Monday through Friday. The effective date of the Ordinance is _____, unless a referendum is invoked.

From: mjohn26477@aol.com
Sent: Friday, March 17, 2023 8:12 AM
To: Monika Serviss
Subject: Re: Town of Hermosa FIRE ORDINANCE

If we re repealing the entire section 131 (FIREWORKS) and adding a new Chapter I would identify it as CHAPTER 131A... then each subsection would be 131A.01, 131A.02 etc etc

Mitchell D. Johnson

Attorney at Law

2902 West Main Street STE 1

Rapid City, SD 57702

TEL. 605-343-7842

Cell 605-381-6464

email: mjohn26477@aol.com

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In a message dated 3/16/2023 12:31:46 PM Mountain Standard Time, monika@hermosasd.com writes:

Hi Mitch,

We will be adopting a new ordinance replacing ordinance 131. Just wanted to ask you how we would number this ordinance? 133? Since 132 is another ordinance

Thank you,

Monika Serviss

Finance Officer

Town of Hermosa

605-255-4291

or her property line. Application must be made to the Board of Trustees for permits to connect/tap any water pipe or pipes to the town water supply main. Application must be made by the owner or agent of the property served. Application shall designate the legal description of property, what kind and size of tap to be made, the nature and number of the water users, and be accompanied by the appropriate fee as described below. This fee is to be retained by the town.

(B) The cost of such tap shall be based on the size of the meter:

	<i>Residential</i>	<i>Commercial</i>
1"	\$1,000.00	\$2,000.00
1 ½"	\$1,000.00	\$2,000.00
2"	\$1,250.00	\$2,500.00

(C) If larger taps are required than depicted in the above table, the rates will increase \$250 per one-inch increments for residential and will increase \$500 per one-inch increments for commercial. (Ord. 10, passed 6-20-2006; Ord. 10R-2015, passed 2-2-2015; Ord. passed 1-8-2019; Ord. passed 5-18-2021)

§ 50.02 METERS.

All connections shall be metered. The town will provide the meter. Only persons designated by the town shall read the meter on or about the twentieth of each month for all service meters. A person, designated by the town, shall read and verify meter and remote once each year to verify accuracy. (Ord. 10, passed 6-20-2006; Ord. 10R-2015, passed 2-2-2015; Ord. 52.02A, passed 11-21-2017)

§ 50.03 PLUMBERS.

Only a duly licensed plumber/contractor, per the *Town's Standard Construction Specification and Standard Details*, approved by the Town Board, or an employee of the Water Department shall be permitted to do any work on any pipes or connections in any way connected with the town water supply. All such plumbers/contractors shall be governed by state and town regulations that are in force or that may be hereafter adopted.

(Ord. 10, passed 6-20-2006; Ord. 10R-2015, passed 2-2-2015)

FYI

CUSTER COUNTY COMMISSIONERS

COMMITTEE/LIAISON MEETING SCHEDULE

MONTH OF MARCH 2023

**NOTE: More than two Commissioners may be
in attendance at the following:**

YMCA Childcare Fundraiser

Saturday, March 18, 2023

5:00 – 9:00 PM

to be held at the Custer Beacon

351 Washington St.

Custer SD 57730

FYI

From: Sara Rankin
Sent: Monday, March 13, 2023 8:35 AM
To: sd-finance-officers@googlegroups.com
Subject: FW: Easter Holiday

Please see the Governor's email below...

Dear Team,

Our state government workforce go above and beyond for the people of South Dakota – but the foundation of your work starts at home. As we work to build stronger families in this state, it is important that we spend time with our own families. I am so grateful for the work that you do, and that is why I am excited to show my gratitude with this announcement!

I'm granting administrative leave for both Good Friday and Easter Monday, April 7 and 10, 2023. I hope this extra time gives you a chance to celebrate the reason for the Easter holiday, spend quality time with your family, and enjoy some much-deserved relaxation.

Thank you again for all that you do for our great state.

Warmest regards,
Governor Kristi Noem

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To view this discussion on the web visit <https://groups.google.com/d/msgid/sd-finance-officers/DM5PR0401MB3573004251DA1E467B6E0A0CCFB99%40DM5PR0401MB3573.namprd04.prod.outlook.com>.

FYI



Organize a **volunteer group** to paint a home in your community. **Free** exterior paint for 25 homes in communities across the state.

Here's how it works:

Step 1. Organize a volunteer group to paint

- Volunteer groups nominate the house to be painted and provide the man hours to prime and paint the house.
- Any church group, office group, nonprofit, civic organization, neighborhood or just a group of friends interested in organizing a team of volunteers - typically 10-25 volunteers - can participate.
- South Dakota Housing pays for the paint and primer. Volunteer group provides the painting tools.

Step 2. Nominate the house to be painted

- Nominee's home must be single family
- Nominee must own and currently reside in the home
- Nominee's home must be in need of new paint to improve its appearance and value
- Nominee must be physically or financially unable to paint the home on their own

Step 3. Choose a paint date in June

- Last paint day must be before June 30, 2023

Application deadline: April 21, 2023

Submission of program **application is required**. To obtain an application please contact Sheila Olson.

✉ sheila@sdhda.org

📞 605.773.7603

📠 605-773-5154

🌐 sdhousing.org

