

**HERMOSA TOWN BOARD
REGULAR MEETING
TUESDAY, OCTOBER 19, 2021 @ 6:00pm**



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

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

- 3) **CONSENT CALENDAR:**
 - A. Approval of the October 5, 2021, regular meeting minutes and October 14, 2021, Work Session minutes

- 4) **CLAIMS:**
 - A. Review Payroll and Claims
 - B. Motion to approve the Claims as presented/amended

- 5) **LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS:**
 - A. Committee Report
 - B. Homeland Security Grant Award

- 6) **LEGAL:**
 - A. Prepare Extraterritorial Agreement with Pennington County (Platting, Building)
 - B. Preston Family, Inc. Letter of Support
 - C. Executive Session for pending litigation

- 7) **ENGINEER:**
 - A. Water Rehab Project (WRT System)
 - B. N Second Street Box Replacement
Guard Rail
 - C. Lone Coyote Subdivision (Preston Sub) Preliminary Plat Application – Permit #2021-18
 - D. Hermosa Sidewalk Project
 - E. Sewer Project (Lagoon expansion)
 - F. Lone Coyote Water and Sewer Project
 - G. Water/Sewer Facility Plans
 - H. Hermosa Hills Drainage

- 8) **PLANNING & ZONING:**
 - A. Review of October 14, 2021, meeting minutes
 - B. Permit 2021-24 – 259 Donna St. Floodplain Dev. – Fence
 - C. Permit 2021-36 – Preston Tract 3/Pennington Co. – Subdivision Plat Application – Lone Coyote Subdivision
FYI – Annexation Petition-Preston Tract 3
 - D. Permit 2021-32 – Parcel #000208/Preston Tract 3/Pennington Co.– Digging/Grading Permit-Lone Coyote Subdivision
 - E. Leah Killian – Parcel 011738 - Pumpkin Patch
 - F. 2021-41-Permanent Sign Permit-Rosenbaum Signs 24545 SD Hwy 79, Dollar General

- 9) **PUBLIC WORKS**
 - A. Committee Report
 - B. Streets, Street Light Repairs, Water & Sewer Department Updates

- 10) **FINANCE OFFICE:**
 - A. Monthly Financials
 - B. Department Updates

- 11) **OLD BUSINESS:**
 - A. Annexation: Gumbo Lilly, Fairgrounds Place
 - B. Town Sign, pending

- 12) **NEW BUSINESS:**
- A. Hermosa School
 - Phase 2 Traffic Control Plan
 - B. Penalty to Hermosa Hills Resident Re: Penalty for Illegal Digging (Culvert)
 - C. Fees for Travel Park
 - 2021 retroactive or remainder of year
 - D. Dollar General Malt Beverage/Wine License
 - E. Amend August 17, 2021, BOT minutes
 - F. Corrected Plat Approval for the following three (3) Utility Lot Plats
 - UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION LOCATED IN THE SE 1/4 OF THE NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.

 - UTILITY LOT 1 OF THE NE1/4 LOCATED IN SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.

 - UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION LOCATED IN THE NI/2 OF THE NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.

 - Corrected Plat Approval for the following Plat:
 PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA

 - Amended Resolution 07-2021
 - a. Date amended
 - b. Attachment Town of Hermosa Municipal Boundary Map
 - G. ADU Zoning Ordinance
- 13) **ITEMS FROM CITIZENS:** No action will be taken (3-minute time limit per speaker)
- 14) **TRUSTEE INPUT:**
- 15) **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
- 16) **ADJOURN:**
 Motion by _____; second by _____ to adjourn the meeting at _____ pm.

HERMOSA TOWN BOARD
PUBLIC HEARING AND REGULAR MEETING
TUESDAY, OCTOBER 5, 2021 @ 6:00pm



3A

ROLL CALL: Flug, Henrichsen (by phone), Holsworth, King, Schumack, Ferguson, Daggett, Westergard, Berg and interested citizens also in attendance. Pledge of Allegiance led by Holsworth.

PUBLIC HEARING: Motion made and seconded to convene the Public Hearing; vote; all aye, motion carried. Motion made and seconded to approve Resolution 08-2021 Resolution of Annexation; vote; all aye, motion carried.

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

CONSENT CALENDAR: Motion made and seconded to approve the September 21, 2021, regular meeting minutes; vote; all aye, motion carried.

CLAIMS: Motion made and seconded to approve claims as amended; vote; Flug, aye, Henrichsen, nay, Holsworth, aye, King, aye, Schumack, aye, motion carried. A&B Business Solutions, Copier lease payment; \$554.96; Adams ISC, Remove broken 3" pipe, lower well house, \$440.00; Bishop, Marvin, Customer deposit refund: 98 N Ferguson, \$84.63; Bituminous Paving, Inc, Asphalt millings, 700 ton, \$7,000.00; Dakota Supply Group, Pipe nipple, \$111.43; EFTPS, 941 payroll tax; \$1,331.80; Farmers Supply LLC, Labor, mileage, parts for well, \$10,383.85; Fastenal, Supplies, \$48.18; Ferguson Construction, Contract Agreement, \$2,266.67; Ferguson Construction, Inspections- Inv#315584-315587, Supplies, \$3,319.44; G. J. Holsworth & Son, Inc., One third survey, Block 5 ROW, \$660.30; Horst Trucking, Clean rock, well house, trucking, \$495.15; Johnson Law Office, Monthly Charge, \$892.50; Li, Siyue, Customer deposit refund: 24 N 5th St, \$18.13; Mayclin, Mark, Customer deposit refund: 911 W Main, \$67.37; McLaughlin, Alyssa, Customer deposit refund: 212 Vilas, \$3.85; Northwest Pipe Fittings, Inc., Adapter, supplies, \$313.66; Pioneer Bank & Trust, 2 Signature Check Charge, \$25.00; Pioneer Bank & Trust, Monthly charges, \$2,190.91; Sander Sanitation, Monthly charges, \$3,021.25; SD DOR, July/August 2021 Sales Tax, \$472.65; SD DOT, Project PTAPR(36), \$7,404.26; SD Retirement System, September 2021 retirement funds, \$665.70; Southern Hills Publishing, \$813.72; Verizon Connect, LE monthly, \$32.38; Waltman, Laurie, Customer deposit refund: 300 E Main #59, \$28.50; Westergard, Brad, Monthly Agreement, \$300.00; Zandstra, James, Customer deposit refund: 300 E Main #9, \$19.22; Health Pool of South Dakota, Monthly Premium, \$841.42; Payroll, Board of Trustees, \$925.00; Finance Department, \$2,653.50; Law Enforcement, \$1,425.00; Planning & Zoning, \$1,060.00; Public Works (Meter) and Custodial, \$224.00; TOTAL: \$50,094.43

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: Daggett provided updates. Abatement letters to be sent to homes with problematic yards; Holsworth and Westergard to investigate. Motion made and seconded to write a letter to the Law Enforcement Standards and Training Commission to extend the board's support for Westergard's reinstatement to the certification course; vote; Flug, aye, Henrichsen, nay, Holsworth, aye, King, aye, Schumack, aye, motion carried.

EXECUTIVE SESSION: Motion made and seconded to enter executive session at 6:29 pm allowable by SDCL 1-25-2.1 personnel & .3 legal; motion carried. Motion made and seconded to exit executive session at 8:13; unanimous. Motion made and seconded to approve Attorney Hagg to review the proposed letter to the delegation regarding the town's water issues and then send the letter; vote; all aye, motion carried. Motion made and seconded to engage Attorney Hagg with a \$7500 retainer, plus \$325.00 per hour; vote; all aye, motion carried.

LEGAL: Prepare Extraterritorial Agreement with Pennington County (Platting, Building), pending.

ENGINEER: Water Rehab Project (WRT System), pending as the board is anticipating funding from Custer County. The board proposed to include in this project to pull the pump and do another perforation in the existing well in order to increase production. N Second Street Box Replacement, Guard Rail: motion made and seconded to approve Hilt Engineering to install guard rail on the 2nd Street Bridge; vote; all aye, motion carried. Permit 2021-18, Lone Coyote Subdivision (Preston Sub) Preliminary Plat Application, pending. Hermosa Sidewalk Project, pending. Boddicker to provide update at next meeting. Sewer Project (Lagoon expansion), pending as the board is anticipating funding from Custer County. Water and Sewer Project – Bid Tabulation Results: motion made and seconded to approve RCS Construction to install water and sewer project to the Lone Coyote Subdivision; vote; all aye, motion carried. Motion made and seconded to remove this item from the agenda; vote; all aye, motion carried. Water/Sewer Facility Plans, pending. Hermosa Hills Drainage, pending. Discussion regarding the previous estimates the town received to drill a new Madison well; motion made and seconded to approve Berg to review and provide estimates to see if there is a possibility the expenses could be less than previously quoted; vote; all aye, motion carried.

PLANNING & ZONING: Review of September 28, 2021, meeting minutes, no action. Permit 2021-24 – 259 Donna St. Floodplain Development, Fence installation; pending. Motion made and seconded to approve Permit 2021-32, Parcel #000208/Preston Tract 3/Pennington Co, Digging/Grading Permit-Lone Coyote Subdivision; vote; all aye, motion carried. Permit 2021-36 – Preston Tract 3/Pennington Co. – Subdivision Plat Application – Lone Coyote Subdivision, pending. Welcome Auralee Jobgen as new P&Z Board member. Permit 2021-38, 380 Main St, Informational Permit: Install Little Free Library; FYI, no action. Permit 2021-39, 275 Manning St, Demolition Permit; no action as project has been completed. Motion made and seconded to approve Permit 2021-40, 240 Folsom St, Demolition Permit; Flug, aye, Henrichsen, aye; Holsworth, aye; King, aye; Schumack, abstained; motion carried. Parcel 011738, Pumpkin Patch, pending. Parcel 013913- BOT requested verification of correct zoning. Citizen is able to submit a replat application if she chooses. Motion made and seconded to remove Item E: Auralee Jobgen, Item F: Permit 2021-18, Item G: Permit 2021-39, Item H: Permit 2021-40, Item J: Parcel 013913 from the agenda; vote; all aye, motion carried.

PUBLIC WORKS: Flug provided updates. Motion made and seconded to remove Ferguson Contract from the agenda; vote; all aye, motion carried.

FINANCE OFFICE: Boddicker provided monthly financial reports and department updates. Work Session scheduled for October 12, following P&Z meeting.

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place, pending. Town Sign, pending. Motion made and seconded to send a letter to Fairgrounds Place citizens informing them they are contiguous to the town and if any of them would like to voluntarily annex, we would begin those proceedings; vote; all aye, motion carried. Motion made and seconded to remove Mosquito Control Private Property Contract from the agenda; vote; all aye, motion carried.

NEW BUSINESS: Hermosa Hills Resident Re: Penalty for Illegal Digging (Culvert), pending. Citizen will be sent second notice to make payment on penalty.

ITEMS FROM CITIZENS: None.

TRUSTEE INPUT: Schumack, good meeting; Holsworth, thanked the board for their hard work.

ADJOURN: Motion made and seconded to adjourn the meeting at 9:15 pm.

Dan Holsworth, Town Board President

ATTEST:

Gail Boddicker, Finance Officer

Published once at the approximate cost of _____.

HERMOSA TOWN BOARD
Work Session
Thursday, October 14, 2021, @ 8:00am



ROLL CALL: Holsworth called the meeting to order at 6:34pm with the following members present: Flug, Schumack, Henrichsen (Via phone) King, absent. Harris, Waltman, Clarke, Thomason & Jobgen. Boddicker and Dybvig also present. Pledge of Allegiance was led by Holsworth.

CALL FOR CHANGES: Motion made and seconded to approve the agenda as amended; vote; all aye, motion carried.

OLD BUSINESS: None

NEW BUSINESS: Motion made and seconded to approve the perforation of the well & pull the pump; vote all aye, motion carried. Discussion regarding ADU/Tiny Homes ordinance. Board agreed to take off 155.54 (D), fix typo on F (3) and remove line requesting certificate of occupancy shall be renewed annually. Board reviewed Fees & Payment Schedule and provided updates on several items.

ITEMS FROM CITIZENS: None

TRUSTEE INPUT: None

EXECUTIVE SESSION: None

ADJOURN: Motion made and seconded to adjourn the meeting at 9:04

Dan Holsworth, Town Board President

ATTEST:

Gail Boddicker, Finance Officer

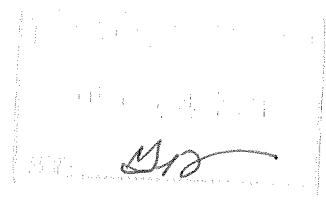
Published once at the approximate cost of ___

Claims for Approval 10-19-2021		
ACES	Plat and permit review	\$ 593.75
Ferguson Construction	Meter parts, Inspections	\$ 334.48
Golden West	10/1/2021 - 10/31/2021	\$ 561.50
Hawkins	Chemicals	\$ 515.10
Miller Construction	Millings	\$ 6,018.00
Mt Rushmore Telephone	Monthly charges	\$ 237.17
Northwest Pipe Fittings		\$ 521.67
Office Depot	FO supplies	\$ 82.88
Payment Service Network	8/1/2021 - 8/31/2021 services	\$ 78.45
	Paid - missed putting this on last month's claim sheet	
Payment Service Network	9/1/2021 - 9/30/2021 services	\$ 78.95
Rural Development #1	Monthly charges	\$ 417.00
Rural Development #2	Monthly charges	\$ 222.00
Rural Development #3	Monthly charges	\$ 1,278.00
Rushmore Equipment, LLC	Equipment rental, vibratory, delivery, fuel	\$ 875.96
Westergard, Brad	Monthly services	\$ 300.00
		\$ 12,114.91
Payroll related:		
Payroll	Board of Trustees	
Payroll	Finance Department	\$ 2,823.50
Payroll	Law Enforcement	\$ 1,425.00
Payroll	Planning & Zoning	
Payroll	Janitorial	
	Meter	
	Mosquito Control	
Gail Boddicker	Health insurance	\$ 200.00
Jim Daggett	Health insurance	\$ 200.00
EFTPS	941 payroll tax deposit	* \$ 1,005.90
Health Pool of South Dakota	Monthly premium	
SD Retirement Fund		
TOTAL		\$ 29,290.47

6B

John Preston
Preston Family Inc,
PO Box 52
Hermosa, SD 57744

City of Hermosa
230 Main St
Hermosa, SD 57744



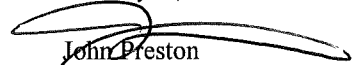
RE: Water and Sewer to Project

This is a formal request for the City of Hermosa to supply water and sewer to our subdivision.

It is not feasible to have city sewer lines and not city water as well.

If you have any questions, please contact me at the below number.

Thank you,


John Preston
Preston Family Inc.
605-381-0555

HERMOSA PLANNING & ZONING BOARD
REGULAR MEETING
October 14, 2021 @ 6:00pm



JA

ROLL CALL: Harris called the meeting to order at 6:15pm with the following members present; Harris, Clarke, Jobgen, Waltman & Thomason. Liaison Schumack, Dybvig and 3 citizens present. Pledge of Allegiance led by Harris.

CALL FOR CHANGES: Motion made, seconded to approve agenda; vote; all aye; motion carried.

CONSENT CALENDAR: Motion made, seconded to approve the October 14, 2021, meeting minutes; vote; all aye; motion carried.

OLD BUSINESS: Permit 2021-24 – 259 Donna St. – Discussion regarding options for new fence. Motion made and seconded to approve a chain link front yard fence, with the following requirements. Fence needs to be built in the shadow of the house, must all be breakaway fence, must meet the front setbacks and stay out of the right of way. Fence may connect to the current fence on the north side and go as far south as the corner of the house, attaching to the south side of the house. vote; all aye; motion carried.

NEW BUSINESS: Permit 2021-41 – 24545 SD Hwy 79, Dollar General- Building sign and front sign. Motion to approve, seconded; vote; all aye, motion carried.

REVIEW BOT MINUTES: October 5, 2021, BOT minutes

ORDINANCE REVIEW & WORK ITEMS:

Request from BOT for P&Z to work on ordinance for concrete work; Pending

Zoning ordinance for ADU's and Permit Processes and Fees scheduled for work session on October 14, 2021, after regular P&Z meeting.

TRUSTEE INPUT: Harris wanted to thank everyone who helped on Walk to School day. Thank you to Terri, Deb & Mindy for taking all the signs down.

CITIZEN INPUT:

ADJOURN: Motion made, seconded to adjourn the meeting at 6:31 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

8B

Town of Hermosa

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

FLOODPLAIN DEVELOPMENT PERMIT APPLICATION INFORMATION

DATE: 10 July 21

AES No.:
PERMIT # 2021-24

Receipt # _____	Cash _____	Check # <u>980987</u> ^{CASH}	Application Fee <u>\$100.00</u>
-----------------	------------	---------------------------------------	---------------------------------

***Please be advised all permits are reviewed by the town engineer; those expenses will be included with the permit fees and applicant will be responsible for those expenses.

OWNER Bonnie Morelli TELEPHONE (605) 545 3972
 ADDRESS 259 Donna St P O Box 354
 EMAIL banditrockstar@966@gmail.com
 CONTRACTOR Bret Kraft
 ADDRESS Donna St

PROJECT LOCATION/DIRECTIONS _____ (BOLD LEGAL)

Lot 31 in NW4 sec 32 T2 R8 0.196 Ac Hermosa
744-00-064-000-031-00-Ferguson SWB
PROJECT DESCRIPTION

- | | | |
|---|--|----------------------|
| <input checked="" type="checkbox"/> Single Family Residential | <input checked="" type="checkbox"/> New Construction | _____ Channelization |
| _____ Multi-Family Residential | _____ Substantial (>50%) Improvements | _____ Fill |
| _____ Manufactured (Mobile) Home | _____ Improvements (<50%) | _____ Bridge/Culvert |
| _____ Nonresidential | _____ Rehabilitation | _____ Levee |

Other/Explanations Chain Link 4ft high - 1 gate

Project Valuation: _____ Market Value of Structure: _____

FLOOD HAZARD DATA

Watercourse Name _____

The project is proposed in the Floodway _____ Floodway Fringe _____

Base (100-year flood elevations(s)) at project site _____

Elevation required for Lowest Floor _____ NAVD/Floodproofing _____ NAVD

Source Documents: Reports/Maps _____

Parcel # 010764
FOR OFFICE USE ONLY

(Lot #, Subdivision, City/Town, State)

COMPLETE IF APPLICABLE TO THIS PROJECT

Does this project involve the placement of an external fuel storage tank? NO
Compliance of FEMA regulation CFR44 60.3, (a) (3) requires that all liquid storage tanks be properly anchored.

Does this project involve the placement of a manufactured/mobile home? NO
Compliance of FEMA regulation CFR44 60.3, (b) (8) requires that all manufactured/mobile homes be properly anchored.

bm
Initial

In accepting this permit, the applicant understands that all conditions of the permit must be met, all other regulatory permits have been obtained, an elevation certificate will be provided once project is completed, and agrees to allow on-site inspections, as needed during or after construction, to determine compliance with this permit.

bm
Initial

The applicant also acknowledges that he/she is aware of the risks associated with the above development within the Flood Plain and has evaluated that risk.

bm
Initial

The applicant acknowledges that Flood Insurance is available to anyone in an eligible community, which Hermosa is eligible, whether in the Flood Plain or Not.

bm
Initial

It's the Applicants responsibility is to provide copies of the approved documents to all architect(s), engineer(s), general contractor(s) and any other interested parties as are appropriate for each job.

Accepted this 10th day of July year 2021.

Bonnie J. Morelli
(Applicant)

PROPOSAL REVIEW CHECKLIST

- Site development plan is complete and depicts flood hazard.
- Engineering data is provided for provided for proposed map and floodway revision.
- Floodway Certification and data document no increase in flood heights.
- Subdivision proposal minimizes flood damage and protects utilities.
- Lowest floor elevation is 1' above the BFE.
- Manufactured homes meet elevation and anchoring requirements.
- A Floodproofing Certificate certifies floodproofing designs.
- Other: _____

PERMIT ACTION

- PERMIT APPROVED WITH CONDITIONS: The information submitted for the proposed project was reviewed and is in compliance with approved floodplain management standards (site development plans are on file). (Building Site Plan)
- PERMIT DENIED: The proposed project does not meet approved floodplain management standards (explanation is on file).
- VARIANCE GRANTED: A variance was granted from the base (100-year) flood elevations established by FEMA consistent with variance requirements of NFIP regulations Part 60.6 (variance action documentation is on file).

Recommendation by Authorized Staff:

Floodplain Administrator's Signature Date

Comments: See Conditions of Approval - page 4 of 4

COMPLIANCE DOCUMENTATION

_____ MAP REVISION DATA: Certified documentation by a registered professional engineer of as-built conditions for floodplain alterations were received and submitted to FEMA for a flood insurance map revision.

_____ FILL CERTIFICATE: A community official certified the elevation, compaction, slope, and slope protection for all fill placed in the floodplain consistent with NFIP regulations Pare 65.5 for map revisions.

_____ ELEVATION AND FLOODPROOFING CERTIFICATES: The as-built elevation of the building's lowest floor was certified as _____ NGVD; or the building's floodproofings level was certified as _____ NGVD by a registered professional engineer or licensed surveyor and is on file.

_____ CERTIFICATE OF OCCUPANCY OR COMPLIANCE ISSUED ON _____
Date

APPROVAL CONDITIONS

(Lot #, Subdivision, City/Town, State)

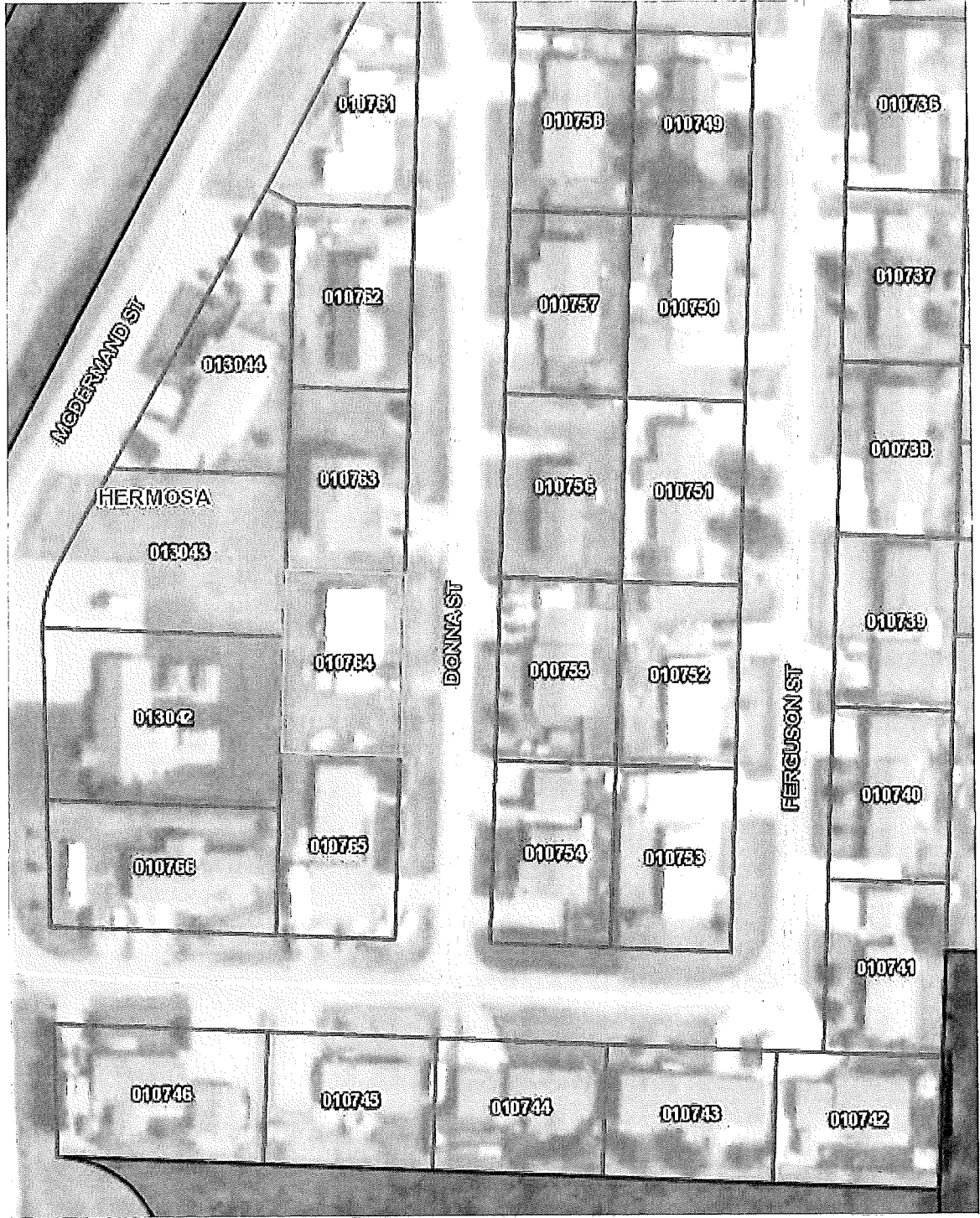
NOTES:

1. Lowest Floor must be 1-foot above the BFE per local ordinance.
2. An elevation certificate will be required following construction to verify compliance.
3. All fill must be placed in accordance with FEMA requirements and cannot be placed to raise natural grade above BFE.
4. (Stick Built) Recommend that the enclosed AREA meet FEMA defined crawl space requirements. (See Tech Bulletin 11-01, Fig. 3)
5. (Stick Built) Enclosed space below the BFE must be vented in accordance with FEMA requirements.
6. No Mechanical Equipment is allowed below BFE.
7. Lowest floor of attached garage **must be** above the BFE or will require venting as an enclosed space.
8. Detached Garage is an accessory building and cannot be used for living space and the use cannot be converted at a later time.
9. (Modular) Skirting on modular must meet FEMA definitions of Breakaway Skirting or the enclosed space under the modular must meet FEMA requirements of an Enclosed Area, (Vented).
10. (Modular) Must be Anchored in accordance with FEMA requirements

It is the Owner's and Builder's responsibility to insure ALL FEMA requirements are understood and complied with before beginning construction in the flood plain.

The BFE is calculated but may change if FEMA reviews – this document provides no guarantee that the calculated BFE will match FEMA's determined BFE.

Flood Insurance can be purchased on this structure and should be evaluated by the Owner.



Owner Address MORELLI BONNIE J
PO BOX 354
HERMOSA, SD 57744-0354

CLAYCOMB ENGINEERING
215 2nd Street
PO Box 57
FAIRBURN, SD 57738

(605)255-4049
elclaycomb@gmail.com

July 22, 2021

TOWN OF HERMOSA

**STAFF REPORT: Morelli Floodplain Development Permit, 259 Donna St.
Lot 31, Ferguson Subdivision. Permit # 2021-24**

The Floodplain Development Permit Application is for installation of a Chain Link fence in the front yard.

Physical Conditions

The subject lot is 100% within the floodway of Battle Creek Ferguson Split Flow as delineated on the current FEMA Flood Insurance Rate Map (FIRM). The Base Flood Elevation (BFE) varies from about 3291.7 to 3291.9. The existing ground varies from about 3290.5 to about 3291.0 based on the topographic maps used for the FIRM preparation. The calculated depth of flow across the Lot is about 1 foot. The BFE and topography are illustrated on the attached map.

Regulations

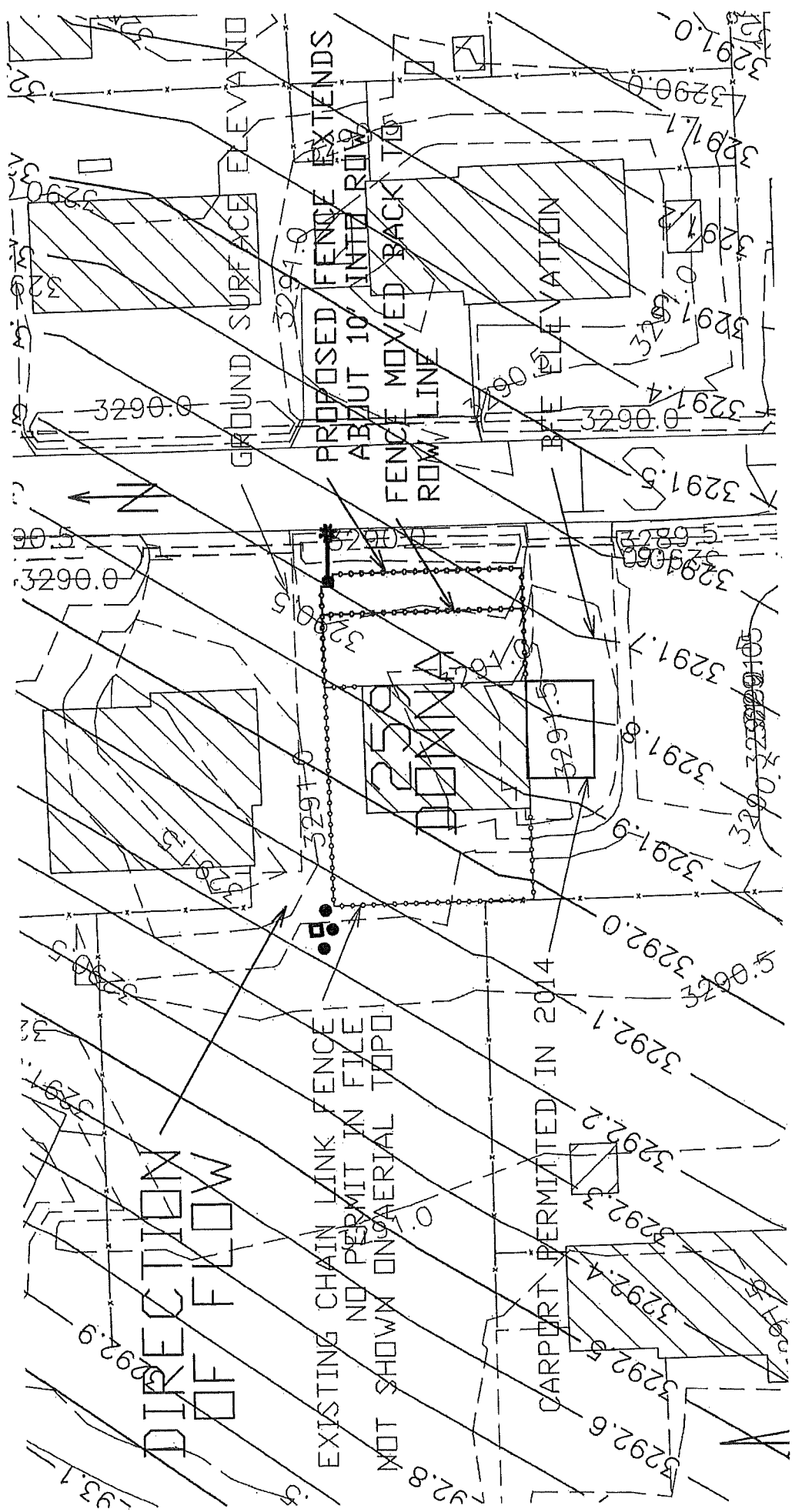
The Town's Flood Damage Prevention Ordinance states:

Encroachments are prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway *unless* it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.

DEVELOPMENT. Any man-made change in improved and unimproved real estate, including but not limited to buildings or other structures, fences, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

Background

A Floodplain Development Permit for a carport was approved in 2014 based on a letter from Andersen Engineers that stated "Based on construction described, it is our opinion that there will be no measurable impact on the Base Flood Elevation caused by this construction." A stipulation was added to the approval that the finished surface beneath the carport remain at its current elevation.



Town of Hermosa

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

FLOODPLAIN DEVELOPMENT PERMIT APPLICATION INFORMATION

DATE 10 July 21

AES No.:

PERMIT # 2021-24

Receipt # _____	Cash _____	Check # <u>CASH 980987</u>	Application Fee <u>\$100.00</u>
-----------------	------------	----------------------------	---------------------------------

***Please be advised all permits are reviewed by the town engineer; those expenses will be included with the permit fees and applicant will be responsible for those expenses.

OWNER Bonnie Morelli TELEPHONE (605) 545 3972
 ADDRESS 259 Donna St P O Box 354
 EMAIL banditrockstar966@gmail.com
 CONTRACTOR Bret Kraft
 ADDRESS Donna St

PROJECT LOCATION/DIRECTIONS (BOLD LEGAL)

Lot 31 in NW4 sec 32 T2 R8 0.196 Ac Hermosa
744-00-064-000-031-60-Ferguson SWB
 PROJECT DESCRIPTION

<input checked="" type="checkbox"/> Single Family Residential	<input checked="" type="checkbox"/> New Construction	_____ Channelization
_____ Multi-Family Residential	_____ Substantial (>50%) Improvements	_____ Fill
_____ Manufactured (Mobile) Home	_____ Improvements (<50%)	_____ Bridge/Culvert
_____ Nonresidential	_____ Rehabilitation	_____ Levee

Other/Explanations Chain Link 4ft high - 1 gate

Project Valuation: _____ Market Value of Structure: _____

FLOOD HAZARD DATA

Watercourse Name BATTLE CREEK FERGUSON SPLIT FLOW AREA
 The project is proposed in the Floodway YES Floodway Fringe _____
 Base (100-year flood elevations(s)) at project site 3291.7 TO 3291.9
 Elevation required for Lowest Floor _____ NAVD/Floodproofing _____ NAVD
 Source Documents: Reports/Maps CURRENT FIRM

Parcel # 010764
 FOR OFFICE USE ONLY

LOT 31, FERGUSON SUB.

COMPLETE IF APPLICABLE TO THIS PROJECT

Does this project involve the placement of an external fuel storage tank? ND
Compliance of FEMA regulation CFR44 60.3, (a) (3) requires that all liquid storage tanks be properly anchored.

Does this project involve the placement of a manufactured/mobile home? ND
Compliance of FEMA regulation CFR44 60.3, (b) (8) requires that all manufactured/mobile homes be properly anchored.

bm
Initial

In accepting this permit, the applicant understands that all conditions of the permit must be met, all other regulatory permits have been obtained, an elevation certificate will be provided once project is completed, and agrees to allow on-site inspections, as needed during or after construction, to determine compliance with this permit.

bm
Initial

The applicant also acknowledges that he/she is aware of the risks associated with the above development within the Flood Plain and has evaluated that risk.

bm
Initial

The applicant acknowledges that Flood Insurance is available to anyone in an eligible community, which Hermosa is eligible, whether in the Flood Plain or Not.

bm
Initial

It's the Applicant's responsibility to provide copies of the approved documents to all architect(s), engineer(s), general contractor(s) and any other interested parties as are appropriate for each job.

Accepted this 10th day of July year 2021.

Bonnie M. Mueli
(Applicant)

PROPOSAL REVIEW CHECKLIST

- NA Site development plan is complete and depicts flood hazard.
- Engineering data is provided for proposed map and floodway revision.
- Floodway Certification and data document no increase in flood heights.
- Subdivision proposal minimizes flood damage and protects utilities.
- Lowest floor elevation is 1' above the BFE.
- Manufactured homes meet elevation and anchoring requirements.
- A Floodproofing Certificate certifies floodproofing designs.
- Other: _____

PERMIT ACTION WILL BE DETERMINED BY PLANNING COMMISSION

PERMIT APPROVED WITH CONDITIONS: The information submitted for the proposed project was reviewed and is in compliance with approved floodplain management standards (site development plans are on file). (Building Site Plan)

PERMIT DENIED: The proposed project does not meet approved floodplain management standards (explanation is on file).

VARIANCE GRANTED: A variance was granted from the base (100-year) flood elevations established by FEMA consistent with variance requirements of NFIP regulations Part 60.6 (variance action documentation is on file).

Recommendation by Authorized Staff:

Edna Clayton
Floodplain Administrator's Signature

7/23/21
Date

Comments: See Conditions of Approval - page 4 of 4

COMPLIANCE DOCUMENTATION

_____ MAP REVISION DATA: Certified documentation by a registered professional engineer of as-built conditions for floodplain alterations were received and submitted to FEMA for a flood insurance map revision.

_____ FILL CERTIFICATE: A community official certified the elevation, compaction, slope, and slope protection for all fill placed in the floodplain consistent with NFIP regulations Part 65.5 for map revisions.

_____ ELEVATION AND FLOODPROOFING CERTIFICATES: The as-built elevation of the building's lowest floor was certified as _____ NGVD; or the building's floodproofing level was certified as _____ NGVD by a registered professional engineer or licensed surveyor and is on file.

_____ CERTIFICATE OF OCCUPANCY OR COMPLIANCE ISSUED ON _____
Date

APPROVAL CONDITIONS

LOT 31, FERGUSON SUB.

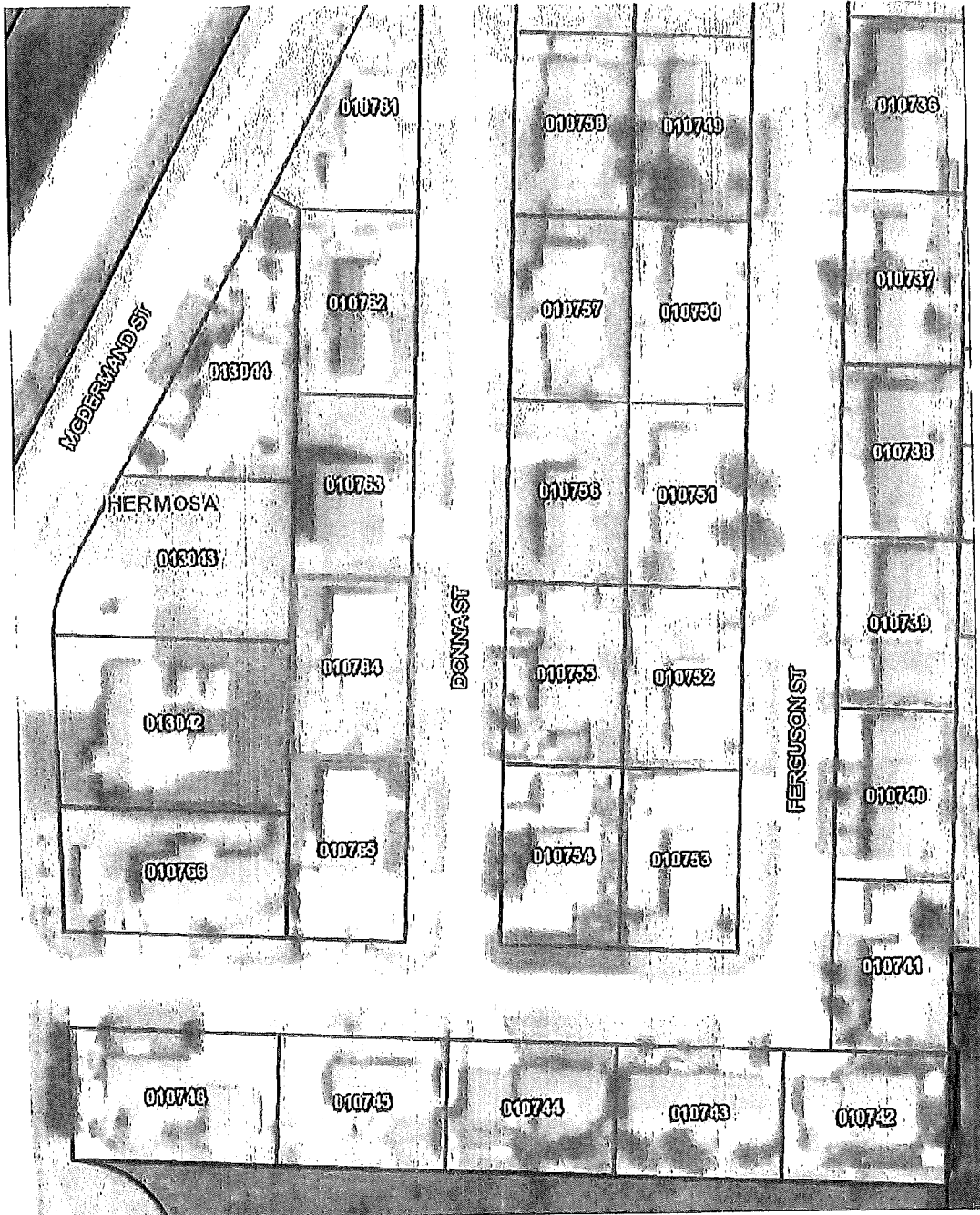
NOTES:

1. Lowest Floor must be 1-foot above the BFE per local ordinance.
2. An elevation certificate will be required following construction to verify compliance.
3. All fill must be placed in accordance with FEMA requirements and cannot be placed to raise natural grade above BFE.
4. (Stick Built) Recommend that the enclosed AREA meet FEMA defined crawl space requirements. (See Tech Bulletin 11-01, Fig. 3)
5. (Stick Built) Enclosed space below the BFE must be vented in accordance with FEMA requirements.
6. No Mechanical Equipment is allowed below BFE.
7. Lowest floor of attached garage must be above the BFE or will require venting as an enclosed space.
8. Detached Garage is an accessory building and cannot be used for living space and the use cannot be converted at a later time.
9. (Modular) Skirting on modular must meet FEMA definitions of Breakaway Skirting or the enclosed space under the modular must meet FEMA requirements of an Enclosed Area, (Vented).
10. (Modular) Must be Anchored in accordance with FEMA requirements

It is the Owner's and Builder's responsibility to insure ALL FEMA requirements are understood and complied with before beginning construction in the flood plain.

The BFE is calculated but may change if FEMA reviews – this document provides no guarantee that the calculated BFE will match FEMA's determined BFE.

Flood Insurance can be purchased on this structure and should be evaluated by the Owner.



Owner Address MORELLI BONNIE J
 PO BOX 354
 HERMOSA, SD 57744-0354

Effect of Installing a Chain Link Fence

Normally constructed chain link fences are very detrimental within floodway areas. They commonly will accumulate debris and cause a rise in the water surface elevation just as a solid block wall or building would. In addition, if they collapse due to built up water pressure, a flood wave will progress downstream, causing an increase in the water surface elevation downstream from the fence.

A chain link fence surrounds most of the back yard of the lot as shown on the attached map. No permit for the fence was found in the Town's files. The fence does not appear on the aerial topography map used to prepare the current FIRM. Other existing fences in the area are shown.

Requested Improvements

The applicant wishes to construct a chain link fence around a portion of the front yard. The fence is to extend 28' from the front of the house. The location of the requested fence is shown on the attached map. The requested fence would extend approximately 10' into the ROW of Donna Street.

Recommendations

The existing fence already obstructs a portion of the Flood Way. Construction of an additional fence would further obstruct the Floodway. The basic recommendation is that no additional fencing be allowed.

If additional fencing of the front yard is approved it should be of a breakaway design and not extend into the street ROW.

The final decision for the fence is left to the discretion of the Planning Commission and Town Board.

Floodplain Administrator

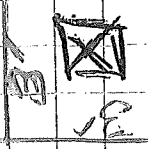
C:\CLAYCOMB ENGINEERING\Hermosa\259 Donna St-Morell\Fence
2021\Staff Report Morell Fence.doc



EXISTING fence to property line

← 50' →

EXISTING fence 10'



30'

259 Donna St
Hermosa, S.A.
Bonnie Morelli

BACK

40'

FRONT

50' culvert

fence to be inside

EXISTING
inlet to
PROP. LINE

GATE



28'

⊠ - EXISTING light pole

Donna St.
set.

8F

Town of Hermosa

PO Box 298 • 230 Main Street • Hermosa, SD 57744
Phone (605) 255-4291 • Fax (605) 255-4094
E-mail: townhrmsa@custercountysd.com

PERMANENT SIGN PERMIT APPLICATION

Date 10-5-21

Permit # 2021-41

Receipt # _____	Cash _____	Check # _____	Amount <u>50⁰⁰</u>
-----------------	------------	---------------	-------------------------------

Include a site plan drawing

Name: Rosenbaum Signs (Mike Willey) PHONE: 605-392-0481

Contact Address: 1650 Seward Rd KC, MO 64112

Email: mikew@rosenbaum-signs.com

Type of Sign(s): Banner () Paper () Wood () Other (X) Aluminum (cast with vlex faces)

Size of Sign(s): See attached

LOCATION INFORMATION

Sign #1

Property Owner of Sign Location: Dollar General

Address of Sign Location: 24545 So Hwy 79

Type, Material, & Size of Sign: See attached

Other Information (lighted, two-sided, etc): Pylon sign is lighted + 2sided

Sign #2

Property Owner of Sign Location: Dollar General

Address of Sign Location: 24545 So Hwy 79

Type, Material, & Size of Sign: See attached

Other Information (Lighted, Two-Sided, Etc): wall sign is lighted + single face

Sign #3

Property Owner of Sign Location: _____

Address of Sign Location: N/A

Type, Material, & Size of Sign: _____

Other Information (Lighted, Two-Sided, Etc): _____

Documentation: Site Plan Blueprint or Scale Drawing Survey Report

Three (3) copies each ROW Agreement Property Owner Agreement

ALL SIGNS MUST BE MAINTAINED IN GOOD CONDITION AT ALL TIMES.

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

Parcel # 011918
wiles
FOR OFFICE USE ONLY

<p>PLANNING AND ZONING COMMISSION</p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied</p> <p>Name: _____</p> <p>Title: _____</p> <p>Signature: _____</p> <p>Date: _____</p> <p>Application Fee: <u>\$50.00</u> Date Paid: _____</p>	<p>HERMOSA BOARD OF TRUSTEES</p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied</p> <p>Name: _____</p> <p>Title: _____</p> <p>Signature: _____</p> <p>Date: _____</p> <p>Date Permit Issued: _____</p>
--	--

REVISION HISTORY:

NO.	DATE	BY	REVISION
1	08/04/21	JP	ISSUED FOR PERMIT
2			INITIAL DRAWING

GENERAL NOTES:

- TOLERANCE (UNLESS NOTED)
 - FINISHES $\pm 1/8"$ - FACE SIZE $\pm 1/16"$ - 3/4"
 - CORNER $\pm 1/8"$ - VERTICAL OVERLAP $\pm 1/8"$ - 1/4"
 - ALL CORNER LEVEL UNLESS NOTED OTHERWISE
- VIEWING DISTANCE 25' TO 50' UNLESS NOTED OTHERWISE
- FINISH COLOR INDICATES USE OF STANDARD AND SYSTEM
- NO PROVISION FOR MATERIAL SUBSTITUTION WITHOUT CALL
- ALL ELECTRICAL WORK TO COMPLY WITH IFC

DOLLAR GENERAL

70'-0" X 130'-0" 9,100 SF PROTOTYPE 'C'

STORE #23124
HWY 79 N OF HWY 40
HEMPDEN, SD 57744

05/13/2021

SELSER SCHAERER ARCHITECTS

EXTENSION KEY:

EXTENSION	DESCRIPTION
1	FACE BRICK VENEER
2	FACE BRICK VENEER
3	FACE BRICK VENEER
4	FACE BRICK VENEER
5	FACE BRICK VENEER
6	FACE BRICK VENEER
7	FACE BRICK VENEER
8	FACE BRICK VENEER
9	FACE BRICK VENEER
10	FACE BRICK VENEER
11	FACE BRICK VENEER
12	FACE BRICK VENEER
13	FACE BRICK VENEER
14	FACE BRICK VENEER
15	FACE BRICK VENEER
16	FACE BRICK VENEER
17	FACE BRICK VENEER
18	FACE BRICK VENEER
19	FACE BRICK VENEER
20	FACE BRICK VENEER
21	FACE BRICK VENEER
22	FACE BRICK VENEER
23	FACE BRICK VENEER
24	FACE BRICK VENEER
25	FACE BRICK VENEER
26	FACE BRICK VENEER
27	FACE BRICK VENEER
28	FACE BRICK VENEER
29	FACE BRICK VENEER
30	FACE BRICK VENEER
31	FACE BRICK VENEER
32	FACE BRICK VENEER
33	FACE BRICK VENEER
34	FACE BRICK VENEER
35	FACE BRICK VENEER
36	FACE BRICK VENEER
37	FACE BRICK VENEER
38	FACE BRICK VENEER
39	FACE BRICK VENEER
40	FACE BRICK VENEER
41	FACE BRICK VENEER
42	FACE BRICK VENEER
43	FACE BRICK VENEER
44	FACE BRICK VENEER
45	FACE BRICK VENEER
46	FACE BRICK VENEER
47	FACE BRICK VENEER
48	FACE BRICK VENEER
49	FACE BRICK VENEER
50	FACE BRICK VENEER
51	FACE BRICK VENEER
52	FACE BRICK VENEER
53	FACE BRICK VENEER
54	FACE BRICK VENEER
55	FACE BRICK VENEER
56	FACE BRICK VENEER
57	FACE BRICK VENEER
58	FACE BRICK VENEER
59	FACE BRICK VENEER
60	FACE BRICK VENEER
61	FACE BRICK VENEER
62	FACE BRICK VENEER
63	FACE BRICK VENEER
64	FACE BRICK VENEER
65	FACE BRICK VENEER
66	FACE BRICK VENEER
67	FACE BRICK VENEER
68	FACE BRICK VENEER
69	FACE BRICK VENEER
70	FACE BRICK VENEER
71	FACE BRICK VENEER
72	FACE BRICK VENEER
73	FACE BRICK VENEER
74	FACE BRICK VENEER
75	FACE BRICK VENEER
76	FACE BRICK VENEER
77	FACE BRICK VENEER
78	FACE BRICK VENEER
79	FACE BRICK VENEER
80	FACE BRICK VENEER
81	FACE BRICK VENEER
82	FACE BRICK VENEER
83	FACE BRICK VENEER
84	FACE BRICK VENEER
85	FACE BRICK VENEER
86	FACE BRICK VENEER
87	FACE BRICK VENEER
88	FACE BRICK VENEER
89	FACE BRICK VENEER
90	FACE BRICK VENEER
91	FACE BRICK VENEER
92	FACE BRICK VENEER
93	FACE BRICK VENEER
94	FACE BRICK VENEER
95	FACE BRICK VENEER
96	FACE BRICK VENEER
97	FACE BRICK VENEER
98	FACE BRICK VENEER
99	FACE BRICK VENEER
100	FACE BRICK VENEER

DOLLAR GENERAL OVERLAY

DATE: 08/04/21
SCALE: A
SHEET: 1 OF 1

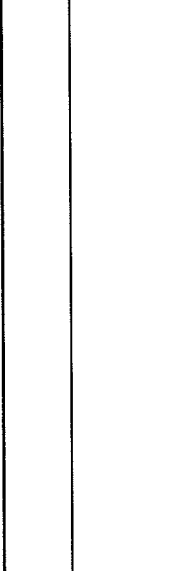
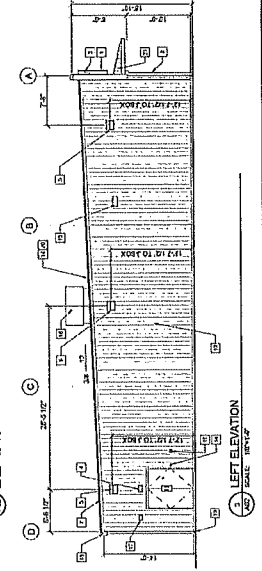
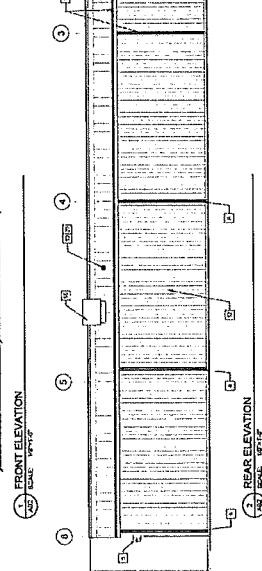
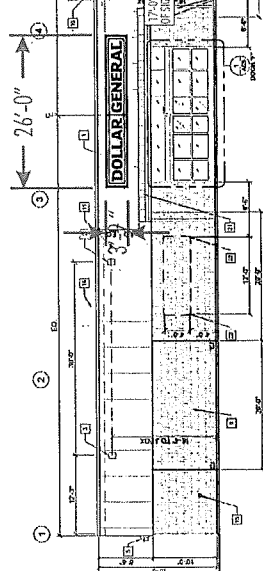
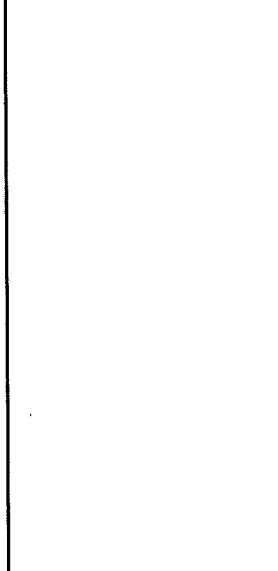
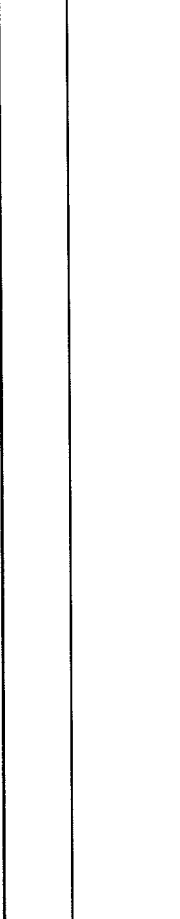
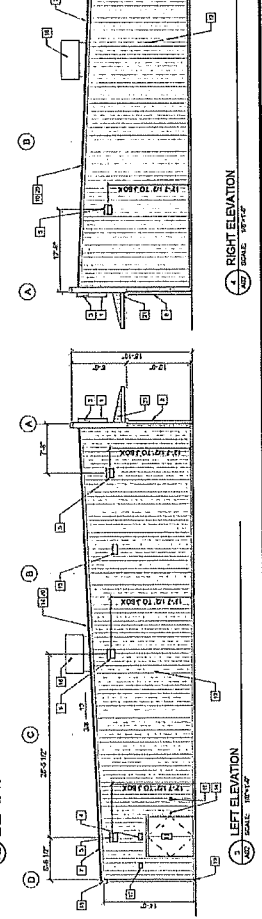
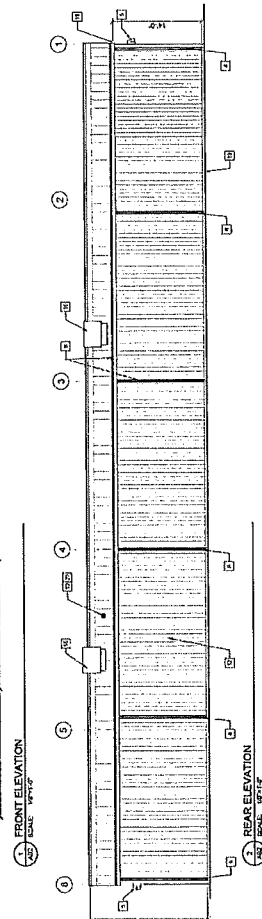
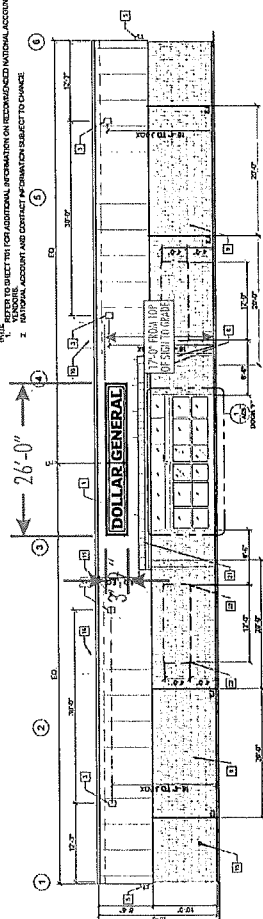
BUILDING ELEVATIONS WILL BE 3'-9" X 26'-0" WALL SIGN

ELEVATION KEY:

KEY	DESCRIPTION
1	FACE BRICK VENEER
2	FACE BRICK VENEER
3	FACE BRICK VENEER
4	FACE BRICK VENEER
5	FACE BRICK VENEER
6	FACE BRICK VENEER
7	FACE BRICK VENEER
8	FACE BRICK VENEER
9	FACE BRICK VENEER
10	FACE BRICK VENEER
11	FACE BRICK VENEER
12	FACE BRICK VENEER
13	FACE BRICK VENEER
14	FACE BRICK VENEER
15	FACE BRICK VENEER
16	FACE BRICK VENEER
17	FACE BRICK VENEER
18	FACE BRICK VENEER
19	FACE BRICK VENEER
20	FACE BRICK VENEER
21	FACE BRICK VENEER
22	FACE BRICK VENEER
23	FACE BRICK VENEER
24	FACE BRICK VENEER
25	FACE BRICK VENEER
26	FACE BRICK VENEER
27	FACE BRICK VENEER
28	FACE BRICK VENEER
29	FACE BRICK VENEER
30	FACE BRICK VENEER
31	FACE BRICK VENEER
32	FACE BRICK VENEER
33	FACE BRICK VENEER
34	FACE BRICK VENEER
35	FACE BRICK VENEER
36	FACE BRICK VENEER
37	FACE BRICK VENEER
38	FACE BRICK VENEER
39	FACE BRICK VENEER
40	FACE BRICK VENEER
41	FACE BRICK VENEER
42	FACE BRICK VENEER
43	FACE BRICK VENEER
44	FACE BRICK VENEER
45	FACE BRICK VENEER
46	FACE BRICK VENEER
47	FACE BRICK VENEER
48	FACE BRICK VENEER
49	FACE BRICK VENEER
50	FACE BRICK VENEER
51	FACE BRICK VENEER
52	FACE BRICK VENEER
53	FACE BRICK VENEER
54	FACE BRICK VENEER
55	FACE BRICK VENEER
56	FACE BRICK VENEER
57	FACE BRICK VENEER
58	FACE BRICK VENEER
59	FACE BRICK VENEER
60	FACE BRICK VENEER
61	FACE BRICK VENEER
62	FACE BRICK VENEER
63	FACE BRICK VENEER
64	FACE BRICK VENEER
65	FACE BRICK VENEER
66	FACE BRICK VENEER
67	FACE BRICK VENEER
68	FACE BRICK VENEER
69	FACE BRICK VENEER
70	FACE BRICK VENEER
71	FACE BRICK VENEER
72	FACE BRICK VENEER
73	FACE BRICK VENEER
74	FACE BRICK VENEER
75	FACE BRICK VENEER
76	FACE BRICK VENEER
77	FACE BRICK VENEER
78	FACE BRICK VENEER
79	FACE BRICK VENEER
80	FACE BRICK VENEER
81	FACE BRICK VENEER
82	FACE BRICK VENEER
83	FACE BRICK VENEER
84	FACE BRICK VENEER
85	FACE BRICK VENEER
86	FACE BRICK VENEER
87	FACE BRICK VENEER
88	FACE BRICK VENEER
89	FACE BRICK VENEER
90	FACE BRICK VENEER
91	FACE BRICK VENEER
92	FACE BRICK VENEER
93	FACE BRICK VENEER
94	FACE BRICK VENEER
95	FACE BRICK VENEER
96	FACE BRICK VENEER
97	FACE BRICK VENEER
98	FACE BRICK VENEER
99	FACE BRICK VENEER
100	FACE BRICK VENEER

EXTERIOR FINISHES:

FINISH	FRONT ELEVATION	REAR ELEVATION	LEFT ELEVATION	RIGHT ELEVATION
1	*	*	*	*
2	*	*	*	*
3	*	*	*	*
4	*	*	*	*
5	*	*	*	*
6	*	*	*	*
7	*	*	*	*
8	*	*	*	*
9	*	*	*	*
10	*	*	*	*
11	*	*	*	*
12	*	*	*	*
13	*	*	*	*
14	*	*	*	*
15	*	*	*	*
16	*	*	*	*
17	*	*	*	*
18	*	*	*	*
19	*	*	*	*
20	*	*	*	*
21	*	*	*	*
22	*	*	*	*
23	*	*	*	*
24	*	*	*	*
25	*	*	*	*
26	*	*	*	*
27	*	*	*	*
28	*	*	*	*
29	*	*	*	*
30	*	*	*	*
31	*	*	*	*
32	*	*	*	*
33	*	*	*	*
34	*	*	*	*
35	*	*	*	*
36	*	*	*	*
37	*	*	*	*
38	*	*	*	*
39	*	*	*	*
40	*	*	*	*
41	*	*	*	*
42	*	*	*	*
43	*	*	*	*
44	*	*	*	*
45	*	*	*	*
46	*	*	*	*
47	*	*	*	*
48	*	*	*	*
49	*	*	*	*
50	*	*	*	*
51	*	*	*	*
52	*	*	*	*
53	*	*	*	*
54	*	*	*	*
55	*	*	*	*
56	*	*	*	*
57	*	*	*	*
58	*	*	*	*
59	*	*	*	*
60	*	*	*	*
61	*	*	*	*
62	*	*	*	*
63	*	*	*	*
64	*	*	*	*
65	*	*	*	*
66	*	*	*	*
67	*	*	*	*
68	*	*	*	*
69	*	*	*	*
70	*	*	*	*
71	*	*	*	*
72	*	*	*	*
73	*	*	*	*
74	*	*	*	*
75	*	*	*	*
76	*	*	*	*
77	*	*	*	*
78	*	*	*	*
79	*	*	*	*
80	*	*	*	*
81	*	*	*	*
82	*	*	*	*
83	*	*	*	*
84	*	*	*	*
85	*	*	*	*
86	*	*	*	*
87	*	*	*	*
88	*	*	*	*
89	*	*	*	*
90	*	*	*	*
91	*	*	*	*
92	*	*	*	*
93	*	*	*	*
94	*	*	*	*
95	*	*	*	*
96	*	*	*	*
97	*	*	*	*
98	*	*	*	*
99	*	*	*	*
100	*	*	*	*



REVISION HISTORY:	
NO.	DATE
1	08/04/21
INITIAL DRAWING RELEASE	

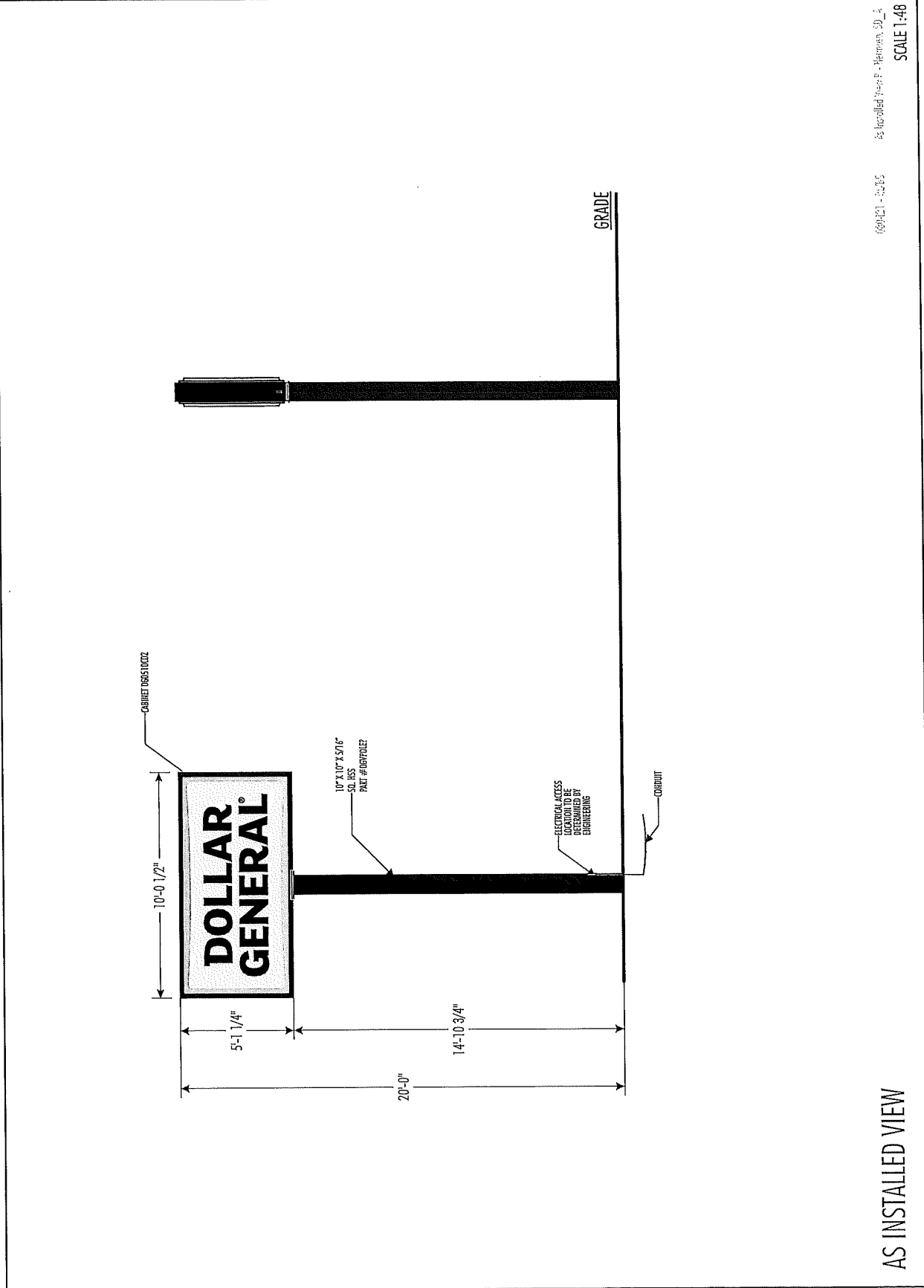
PARTS LIST:	
ITEM	DESCRIPTION
1	10" X 10" X 5/16" SIGN
2	10" X 10" X 5/16" SIGN
3	10" X 10" X 5/16" SIGN
4	10" X 10" X 5/16" SIGN
5	10" X 10" X 5/16" SIGN
6	10" X 10" X 5/16" SIGN
7	10" X 10" X 5/16" SIGN
8	10" X 10" X 5/16" SIGN
9	10" X 10" X 5/16" SIGN
10	10" X 10" X 5/16" SIGN
11	10" X 10" X 5/16" SIGN
12	10" X 10" X 5/16" SIGN
13	10" X 10" X 5/16" SIGN
14	10" X 10" X 5/16" SIGN
15	10" X 10" X 5/16" SIGN
16	10" X 10" X 5/16" SIGN
17	10" X 10" X 5/16" SIGN
18	10" X 10" X 5/16" SIGN
19	10" X 10" X 5/16" SIGN
20	10" X 10" X 5/16" SIGN
21	10" X 10" X 5/16" SIGN
22	10" X 10" X 5/16" SIGN
23	10" X 10" X 5/16" SIGN
24	10" X 10" X 5/16" SIGN
25	10" X 10" X 5/16" SIGN
26	10" X 10" X 5/16" SIGN
27	10" X 10" X 5/16" SIGN
28	10" X 10" X 5/16" SIGN
29	10" X 10" X 5/16" SIGN
30	10" X 10" X 5/16" SIGN
31	10" X 10" X 5/16" SIGN
32	10" X 10" X 5/16" SIGN
33	10" X 10" X 5/16" SIGN
34	10" X 10" X 5/16" SIGN
35	10" X 10" X 5/16" SIGN
36	10" X 10" X 5/16" SIGN
37	10" X 10" X 5/16" SIGN
38	10" X 10" X 5/16" SIGN
39	10" X 10" X 5/16" SIGN
40	10" X 10" X 5/16" SIGN
41	10" X 10" X 5/16" SIGN
42	10" X 10" X 5/16" SIGN
43	10" X 10" X 5/16" SIGN
44	10" X 10" X 5/16" SIGN
45	10" X 10" X 5/16" SIGN
46	10" X 10" X 5/16" SIGN
47	10" X 10" X 5/16" SIGN
48	10" X 10" X 5/16" SIGN
49	10" X 10" X 5/16" SIGN
50	10" X 10" X 5/16" SIGN
51	10" X 10" X 5/16" SIGN
52	10" X 10" X 5/16" SIGN
53	10" X 10" X 5/16" SIGN
54	10" X 10" X 5/16" SIGN
55	10" X 10" X 5/16" SIGN
56	10" X 10" X 5/16" SIGN
57	10" X 10" X 5/16" SIGN
58	10" X 10" X 5/16" SIGN
59	10" X 10" X 5/16" SIGN
60	10" X 10" X 5/16" SIGN
61	10" X 10" X 5/16" SIGN
62	10" X 10" X 5/16" SIGN
63	10" X 10" X 5/16" SIGN
64	10" X 10" X 5/16" SIGN
65	10" X 10" X 5/16" SIGN
66	10" X 10" X 5/16" SIGN
67	10" X 10" X 5/16" SIGN
68	10" X 10" X 5/16" SIGN
69	10" X 10" X 5/16" SIGN
70	10" X 10" X 5/16" SIGN
71	10" X 10" X 5/16" SIGN
72	10" X 10" X 5/16" SIGN
73	10" X 10" X 5/16" SIGN
74	10" X 10" X 5/16" SIGN
75	10" X 10" X 5/16" SIGN
76	10" X 10" X 5/16" SIGN
77	10" X 10" X 5/16" SIGN
78	10" X 10" X 5/16" SIGN
79	10" X 10" X 5/16" SIGN
80	10" X 10" X 5/16" SIGN
81	10" X 10" X 5/16" SIGN
82	10" X 10" X 5/16" SIGN
83	10" X 10" X 5/16" SIGN
84	10" X 10" X 5/16" SIGN
85	10" X 10" X 5/16" SIGN
86	10" X 10" X 5/16" SIGN
87	10" X 10" X 5/16" SIGN
88	10" X 10" X 5/16" SIGN
89	10" X 10" X 5/16" SIGN
90	10" X 10" X 5/16" SIGN
91	10" X 10" X 5/16" SIGN
92	10" X 10" X 5/16" SIGN
93	10" X 10" X 5/16" SIGN
94	10" X 10" X 5/16" SIGN
95	10" X 10" X 5/16" SIGN
96	10" X 10" X 5/16" SIGN
97	10" X 10" X 5/16" SIGN
98	10" X 10" X 5/16" SIGN
99	10" X 10" X 5/16" SIGN
100	10" X 10" X 5/16" SIGN

THIS SIGN IS INTENDED TO BE INSTALLED IN ACCORDANCE WITH THE SIGNAGE REGULATIONS OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION AND/OR OTHER APPLICABLE LOCAL CODES. THIS INCLUDES PROPER GROUNDING AND BONDING OF THE SIGN.

- GENERAL NOTES**
- TOLERANCE (UNLESS NOTED)
 - CABINETS ±1/8" • FACE SIZE ±1/8" ±1/8"
 - CABINET ±1/8" • VERTICAL OVERLAP ±1/8" ±1/8"
 - ALL COPY LEVEL UNLESS NOTED OTHERWISE
 - VIEWING DISTANCE 25 TO 50 FEET UNLESS NOTED OTHERWISE
 - FINISH COLOR COORDINATES UNLESS OTHERWISE NOTED
 - FINISH COORDINATES UNLESS OTHERWISE NOTED
 - ALL ELECTRICAL SIGNS TO COMPLY WITH I.E.C. 48

DESCRIPTION	
DOLLAR GENERAL AS INSTALLED VIEW	
ISSUED BY:	BRIAN S.
CHECKED BY:	
DATE:	08/04/21
SCALE:	1 OF 1

6090-121 - 02-265
 AS INSTALLED VIEW
 SCALE 1:48



AS INSTALLED VIEW

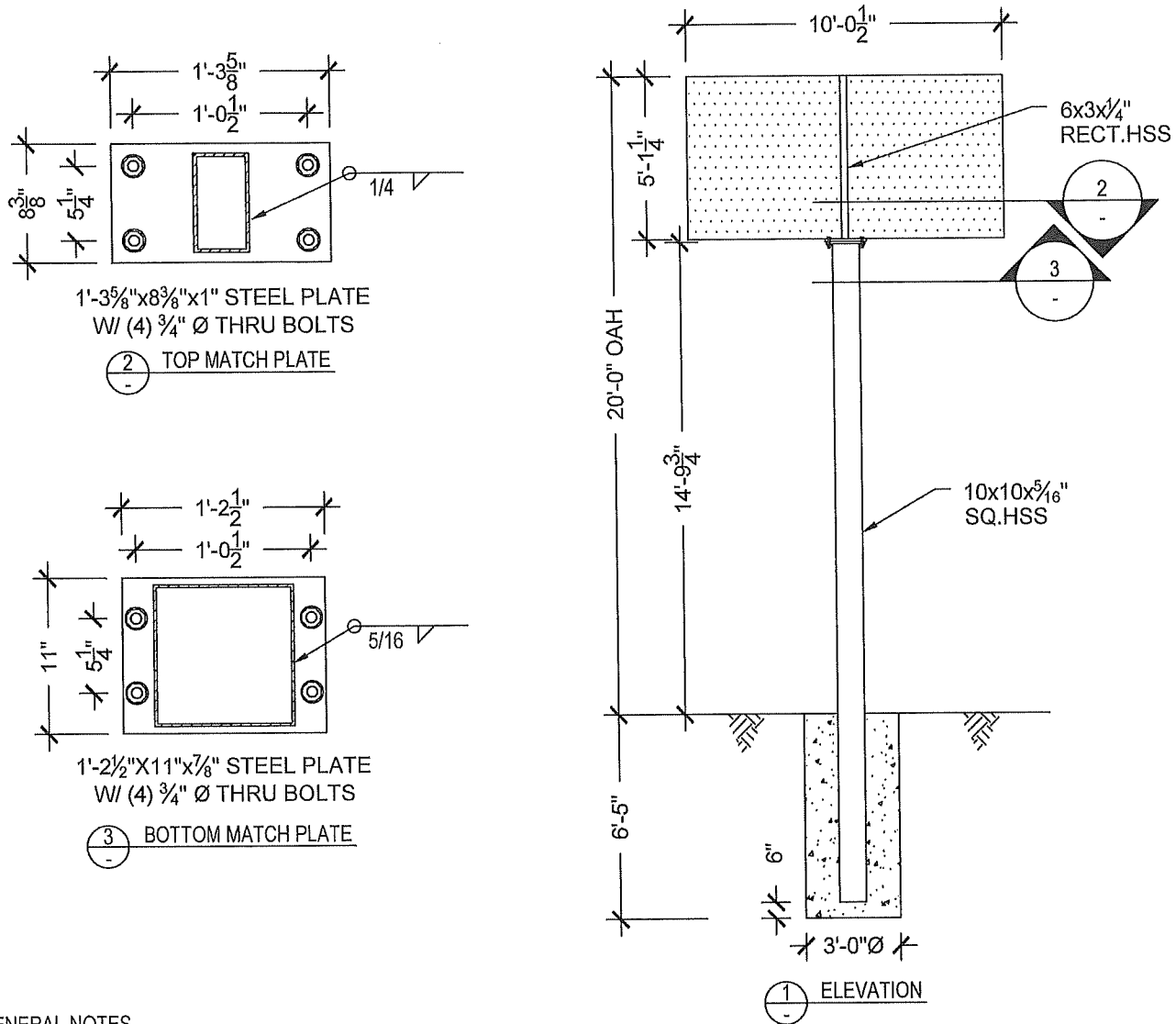
6090-121 - 02-265

AS INSTALLED VIEW - HERMOSA, SD

SCALE 1:48

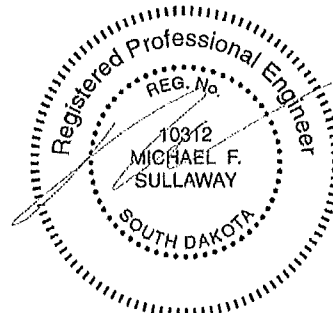
PROJECT: DOLLAR GENERAL STORE, SIGN TYPE - POLE SIGN, HWY 79, HERMOSA, SD
PROJECT #: 31576A
CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

DATE: 08/12/2021
ENGINEER: BF
LAST REVISED:



GENERAL NOTES

1. DESIGN CODE: IBC 2018
2. DESIGN LOADS: ASCE 7-16
3. WIND VELOCITY 115 MPH EXPOSURE C
4. CONCRETE 2500 PSI MINIMUM
5. SQ./RECT. HSS STEEL ASTM A500 GR. B, F_y = 46 KSI MIN.
6. PLATE STEEL ASTM A36
7. BOLT STEEL ASTM A307, HDG PER ASTM A153, ZP PER ASTM B633
8. LATERAL SOIL BEARING PER IBC CLASS 4 (150 PSF/FT)
9. WELDING STRENGTH, F_{exx} = 70 KSI
10. PROVIDE MIN. 3" CLEAR COVER ON ALL STEEL EMBEDDED IN CONCRETE WHEN CAST AGAINST SOIL
11. PROVIDE PROTECTION AGAINST DISSIMILAR METALS
12. ALL DIMENSIONS TO BE VERIFIED PRIOR TO FABRICATION



PROJECT: DOLLAR GENERAL

DATE: 8/12/21

PROJ. NO.: 31576A

ENGINEER: BF

CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

v5.5

units; pounds, feet unless noted otherwise

Applied Wind Loads; from ASCE 7-16

$F = q_z * G * C_f * A_f$ with $q_z = 0.00256 K_z K_{zt} K_d V^2$ (29.3.2 & 29.4)
 $C_f = 1.800$ (Fig. 29.3-1) max. height = 20.00
 $K_{zt} = 1.0$ (26.8.2) (=1.0 unless unusual landscape)
 $K_z =$ from table 28.3-1 Exposure = c
 $K_d = 0.85$ for signs (table 26.6-1)
 $V = 115$ mph
 $G = 0.85$ (26.9) weight = 0.637 kips
 $s/h = 0.255$ $M_{DL} = 0.00$ k-ft
 $B/s = 1.97$

Pole Loads	structure component	height at section c.g.	K_z	q_z	pressure $q_z * G * C_f$	A_f	shear	Wind Moment M_w
	1	7.37	0.850	24.5	37.43	12.28	460	3388
	2	14.77	0.850	24.5	37.43	0.09	3	47
	3	14.81	0.850	24.5	37.43	0.00	0	2
	4	14.85	0.850	24.5	37.43	0.11	4	60
	5	14.95	0.850	24.5	37.43	1.05	39	585
	6	17.50	0.876	25.2	38.57	50.21	1937	33889

sums: 63.73 2443 37.97 (M_w) k-ft arm = 15.5

$P_u = 0.76$ kip $M = 37.97$ k-ft $M = \sqrt{(M_{DL}^2 + M_w^2)}$
 $M_u = \sqrt{(1.2M_{DL}^2 + 1.0M_w^2)} = 37.97$ k-ft

Pole Design section; tube

$M_u \leq \phi M_n$ with $M_n = f_y Z$ $f_y = 46$ ksi $\phi = 0.9$

H	M_u (k-ft)	Z req'd. (in)	Size(in)	t (in)	Z	USE
at grade	37.97	11.01	6	0.233	11.2	10x10x5/16" SQ. HSS, $\phi M_n = 129$ k-ft
splice at 14.81 ft	5.21	1.5	3	0.174	2.0	6x3x1/4" RECT.HSS, $\phi M_n = 24.8$ k-ft

Footing Design footprint: round

$\omega = 1.3$ IBC 1605.3.2 IBC Table 1806.2, sections 1806.3.4, 1807.3.2 $S = (1.3 \times 2 \times 150 \text{ psf/ft})$
 $P = 1.91$ kip $S1 = S \times d / 3$ $A = 2.34 \times P / (S1 \times b)$ $S = 400$
 $S1 = 851$ $d = 0.5 \times A (1 + (1 + 4.36 \times h/A)^{.5})$ IBC 1807.3.2.1
 $A = 1.75$

footing: 3' - 0" dia. 6' - 5" deep

PROJECT: DOLLAR GENERAL
PROJ. NO.: 31576A
CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

DATE: 8/12/21
ENGINEER: BF

V5.6

units; pounds, feet unless noted otherwise

Check 0.75" dia. Thru Bolts, A307

Mu =	splice at 14.81 ft=	5.21 k-ft	
Vu =	splice at 14.81 ft=	1.980 kips	
n =	#bolts per row =	2	
s =	=	5.25 in	
Tu per bolt =	Mu/s/n =	5.96 kips	
Vu per bolt =	Vu/n =	0.990 kips	

Per AISC J3:

d(bolt) =	<input type="text" value="0.75"/> in	Fu =	<input type="text" value="60"/> ksi	φ =	<input type="text" value="0.75"/>	
A(bolt) =				=	0.442 in ²	
Fnt =		0.75*Fu =	<input type="text" value="45.00"/> ksi			
Fnv =		0.45*Fu =	<input type="text" value="27.00"/> ksi			
φRnt =		φ*Fnt * A(bolt) =	14.91 kips			OK
φRnv =		φ*Fnv * A(bolt) =	8.95 kips			OK

Combined Tension & Shear Check:

frv =	V per bolt / A(bolt) =	2.24 ksi	
F'nt =	1.3Fnt - Fnt/φFnv*frv ≤ Fnt =	45.00 ksi	
φRnt =	φF'nt*A(bolt) =	14.91 kips	OK

Check 15.625x8.375x1" Steel Top Match Plate, A36

(Along WL)

arm =	<input type="text" value="0.225"/> in	b =	<input type="text" value="3.90"/> in	t =	<input type="text" value="1"/> in	
Mplate =		T per bolt * n * arm =	2.682 k-in	(T= See Above, n=2)		
Z =		bt ² /4 =	0.975 in ³			
φMn =		φ*Fy*Z = 0.9*36ksi*Z =	31.590 k-in			OK

Check 15.625x8.375x1" Steel Top Match Plate, A36

(Across WL)

arm =	<input type="text" value="4.825"/> in	b =	<input type="text" value="7.1875"/> in	t =	<input type="text" value="1"/> in	
Mplate =		T per bolt * n * arm =	28.756 k-in	(T= See Above, n=1)		
Z =		bt ² /4 =	1.797 in ³			
φMn =		φ*Fy*Z = 0.9*36ksi*Z =	58.219 k-in			OK

PROJECT: DOLLAR GENERAL
PROJ. NO.: 31576A
CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

DATE: 8/12/21
ENGINEER: BF

v5.5

units; pounds, feet unless noted otherwise

Check 14.5x11x0.875" Steel Bottom Match Plate, A36

(Along WL)

arm =	<input type="text" value="2.125"/> in	b =	<input type="text" value="14.50"/> in	t =	<input type="text" value="0.875"/> in	
Mplate =		T per bolt * n * arm =		25.329 k-in	(T= See Page#3, n=2)	
Z =		bt ² /4 =		2.775 in		
φMn =		φ*Fy*Z = 0.9*36ksi*Z =		89.923 k-in		OK

Check 14.5x11x0.875" Steel Bottom Match Plate, A36

(Across WL)

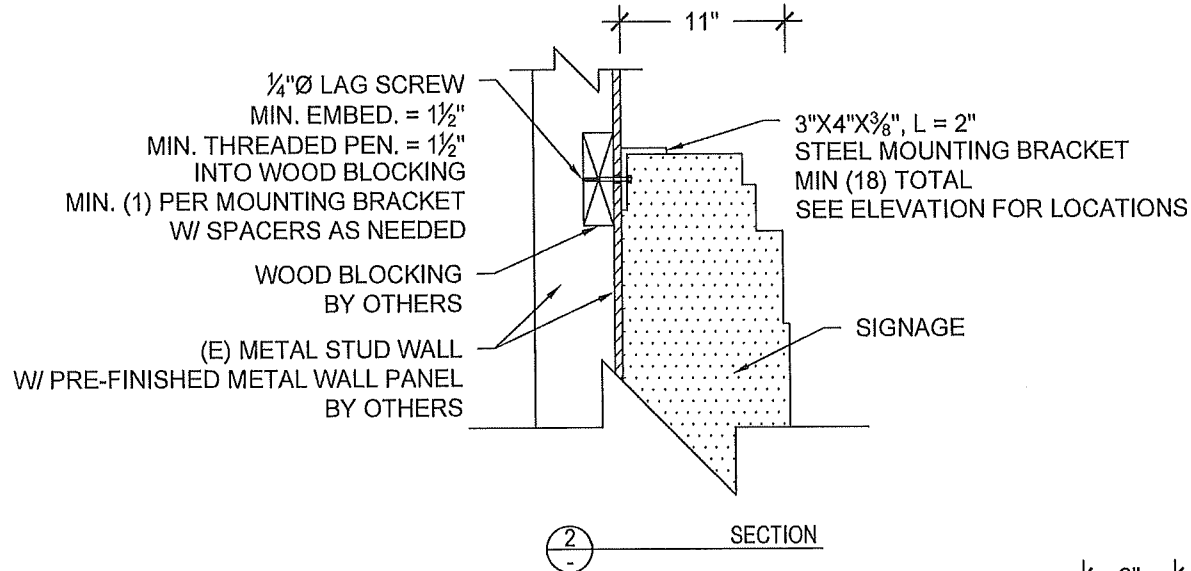
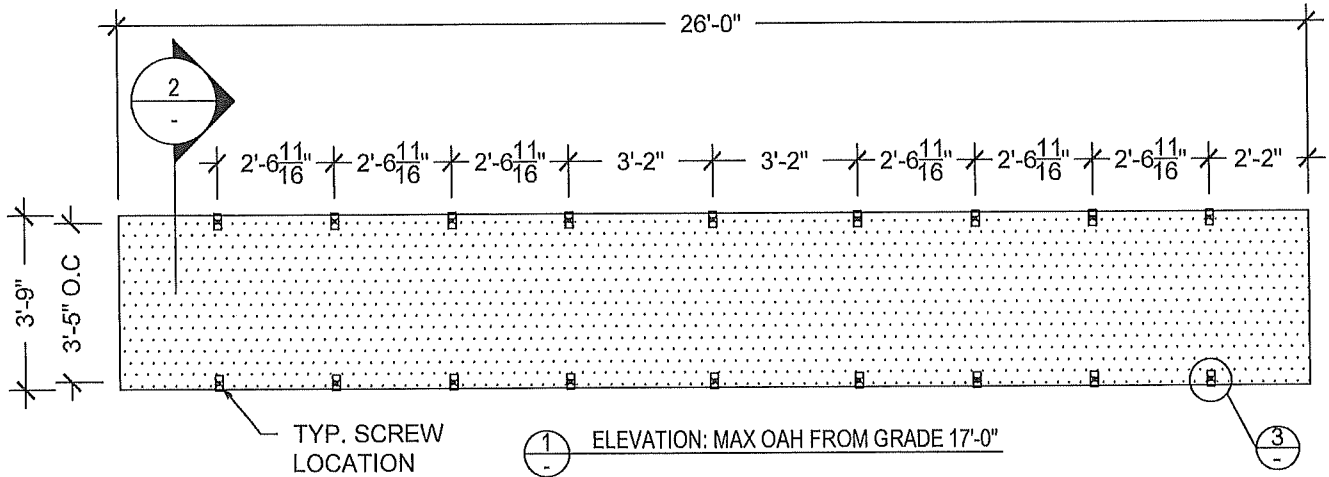
arm =	<input type="text" value="1.500"/> in	b =	<input type="text" value="10.00"/> in	t =	<input type="text" value="0.875"/> in	
Mplate =		T per bolt * n * arm =		8.940 k-in	(T= See Page#3, n=1)	
Z =		bt ² /4 =		1.914 in		
φMn =		φ*Fy*Z = 0.9*36ksi*Z =		62.016 k-in		OK



10815 RANCHO BERNARDO RD., SUITE 260
 SAN DIEGO, CA 92198
 PROJECTMANAGER@SULLAWAYENG.COM
 PHONE: 1-858-312-5150 FAX: 1-858-777-3534

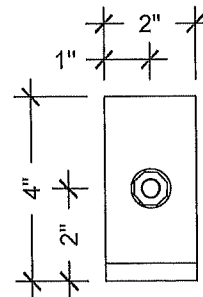
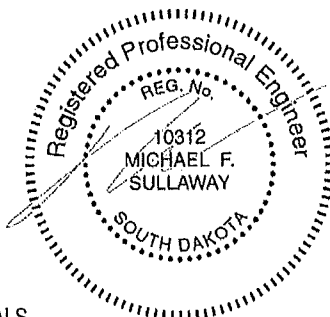
PROJECT: DOLLAR GENERAL STORE, SIGN TYPE - WALL SIGN, HWY 79, HERMOSA, SD
 PROJECT #: 31576B
 CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

DATE: 08/12/2021
 ENGINEER: BF
 LAST REVISED:



GENERAL NOTES

1. DESIGN CODE: IBC 2018
2. DESIGN LOADS: ASCE 7-16
3. WIND VELOCITY 115 MPH EXPOSURE C
4. LAG SCREWS PER NDS SPECIFICATIONS
5. ANGLE STEEL ASTM A36
6. PROVIDE PROTECTION AGAINST DISSIMILAR METALS
7. ALL DIMENSIONS TO BE VERIFIED PRIOR TO FABRICATION
8. ALL EXISTING ELEMENTS AND DIMENSIONS TO BE VERIFIED IN FIELD



3 3/8" THK. STEEL ANGLE DETAIL (TYP.)



10815 Rancho Bernardo RD., SD, CA 92127
 projectmanager@sullawayeng.com
 Phone: 858-312-5150 Fax: 858-777-3534

PROJECT: DOLLAR GENERAL STORE
 PROJ. NO.: 31576B
 CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

DATE: 8/12/2021
 ENGINEER: BF

v5.5

units; pounds, feet unless noted otherwise

Applied Wind Loads; from ASCE 7-16

$p_{net} = \lambda K_{zt} p_{net30}$	(ASCE 30.4-1)	
$\lambda = 1.21$	(ASCE Fig. 30.4-1)	
$K_{zt} = 1.0$	(unless unusual landscape)	
$V = 115$ mph		Exposure = c
Area = 97.50 ft ²		
max. height = 17.00 ft		
$p_{net30} = 20.25$ psf		$p_{net} = 24.51$ psf
$p_{net30} = -24.81$ psf		$p_{net} = -30.02$ psf

Loads on 0.25" dia Lag screws- Signage to Wall (LRFD):

$P_{net} =$	(See above) =	30.02 psf
Tributary Area =	$A_{Trib} = ((2'-2") + (2'-6.6875")/2) * (3'-9") =$	12.920 ft ²
Wind Load =	$WL = P_{net} * A_{Trib} =$	388 lbs
Dead Load =	$DL = 1.2 * 10 \text{psf} * A_{Trib} =$	155 lbs
arm =	$(11"/2) =$	5.500 in
MDL =	$DL * \text{arm} =$	853 lb-in
Spacing =	$Sd = (3'-9") - ((4"/2) * 2) =$	41 in
Additional tension due DL =	$TDL = MDL / Sd / 1 \text{ screw} =$	21 lbs
#screws =	=	2 screws
$T_u =$	$T_u = WL / \#screws + TDL =$	215 lbs
$V_u =$	$V_u = DL / 1 \text{ screw} =$	155 lbs

Check 3x4x0.375", L = 2" Steel Mounting Bracket, A36 (LRFD)

$\phi = 0.9$

arm = <input type="text" value="2.000"/> in	b = <input type="text" value="2.000"/> in	t = <input type="text" value="0.375"/> in	$f_y = 36$ ksi
Mangle =	T per bolt * arm =	0.429 k-in (Tu= See Above)	
Z =	$bt^2/4 =$	0.070 in ³	
ϕM_n	$\phi * f_y * Z =$	2.278 k-in OK	



10815 Rancho Bernardo RD., SD, CA 92127
 projectmanager@sullawayeng.com
 Phone: 858-312-5150 Fax: 858-777-3534
 www.sullawayeng.com

PROJECT: DOLLAR GENERAL STORE

DATE: 8/12/21

PROJ. NO.: 31576B

ENGINEER: BF

CLIENT: SIGN RESOURCE IDENTITY GROUP, INC.

LAG SCREWS (LRFD) - SOLID WOOD TO SOLID STEEL PER ASTM A36 GR. A - WITHDRAWAL AND SINGLE SHEAR LATERAL

DESIGN INPUT	FACTORED FASTENER LOADING		MAIN MEMBER		SIDE MEMBER	
	W_u	215 lb	Withdrawal Load	DOUGLAS FIR-LARCH		STEEL
Z_u	155 lb	Lateral Load	G	0.5	F_u	58 ksi Ultimate Strength
FASTENER DIMENSIONS			t_m	1.5 in	t_s	0.375 in Thickness
L_m	1.5 in	Length into Main MBR	θ	90 deg		
D	0.250 in	Nominal Diameter				
w	0 in	Washer				
g	0 in	Gap				

p_{min} 1 in Minimum dowel penetration for lateral loading [NDS 11.1.3.7]
 p 1.5 in Actual dowel penetration based on selected dowel length

STANDARD HEX LAG SCREWS [NDS Appendix Table L2]

D_r	0.173 in	D	0.25	0.313	0.375	0.438	0.5	0.625	0.75	0.875	1	1.125	1.25	
F_{yb}	70000 psi	[NDS Table I1]	D_r	0.173	0.227	0.265	0.328	0.371	0.471	0.579	0.683	0.78	0.887	1.012

DOWEL BEARING CALCULATIONS

$F_{e, }$	5600 psi	Dowel bearing strength, perpendicular to grain [NDS Table 11.3.2 Footnote 2]		
$F_{e,perp}$	4465.46 psi	Dowel bearing strength, parallel to grain [NDS Table 11.3.2 Footnote 2]		
F_{em}	4465.46 psi	F_e	87000 psi	Dowel bearing strength - Hankinson formula [NDS 11.3-11] & Steel [NDS Comm. I2]
L_m	1.5 in	L_s	0.375 in	Dowel bearing length
q_m	772.525 lbs/in	q_s	15051 lbs/in	Dowel bearing resistance [AWC Technical Report 12] - D, Assumption
M_m	60.4067 in-lbs	M_s	60.4067 in-lbs	Dowel moment resistance based [AWC Technical Report 12] - D, Assumption

YIELD MODE DOWEL EQUATIONS [AWC Technical Report 12 Table 1-1]

I_m	415.708 lb	P	1158.79	R_d	2.788	K_D	2.23	θ	90
I_s	2024.8 lb	P	5644.13	R_d	2.788	K_D	2.23	K_θ	1.25
II	286.012 lb	P	797.257	A	3E-04	B	0.938	C	-963.68
III_m	189.249 lb	P	527.531	A	4E-04	B	0.75	C	-494.95
III_s	291.186 lb	P	811.68	A	7E-04	B	0.188	C	-589.54
IV	151.163 lb	P	421.366	A	7E-04	B	0	C	-120.81

Z	151.163 lb	Ref Value	Adjustment Factors [NDS Table 10.3.1]											
Z'	326.512 lb	Adj Value	C_M	C_t	C_g	C_Δ	C_d	C_{eg}	C_{st}	C_{dl}	C_{tn}	K_F	ϕ	λ
RATIO	0.47483	PASS	1	1	1	1	1	1	1	1	1	3.32	0.65	1

WITHDRAWAL LOADING [NDS 11.2.1]

W	225 lb/in	Reference Value [NDS 11.2-1]
W'	486 lb/in	Adj Value
$p_{t,req}$	0.44182 in	Required thread penetration for withdrawal
$p_{t,req}$	0.500 in	-->Rounded up to nearest 1/8"
$p_{t,ovr}$	1.5	Override for additional thread penetration
$p_{t,sel}$	1.500 in	

Adjustment Factors [NDS Table 10.3.1]					
C_M	C_t	C_{eg}	K_F	ϕ	λ
1	1	1	3.32	0.65	1

COMBINED LATERAL AND WITHDRAWAL LOADING [NDS 11.4.1]

α	0.94544 rad = 54.17 deg	
Z_u'	264.848 lb	
Z_a'	512.508 lb	Based on $p_{t,sel}$
RATIO	0.51677	PASS

TOWN OF HERMOSA
***Check Reconciliation@**
RECON

10100 CASH/10700 CASHRSRV/10800 DPSTRSRV
August 2021

Account Summary		
Beginning Balance on 8/1/2021		\$954,176.03
+ Receipts/Deposits		\$105,473.84
- Payments (Checks and Withdrawals)		\$66,079.65
Ending Balance as of	8/31/2021	\$993,570.22

Cleared	\$993,570.22
Statement	\$993,570.22
Difference	\$0.00

Cash Balance		
Active	101-10100 GENERAL FUND	\$266,414.29
Active	101-10700 GENERAL FUND	\$0.00
Active	211-10100 BBB Gross Receipts Tax Fund	\$37,092.63
Active	272-10100 FEMA FUND/CONSTRUCTION ACCT	\$0.00
Active	301-10100 DEBT SERVICE FUND	\$173,670.10
Active	602-10100 WATER FUND	\$252,838.39
Active	602-10700 WATER FUND	\$4,506.18
Active	602-10800 WATER FUND	\$9,660.50
Active	604-10100 SEWER FUND	\$247,494.45
Active	604-10700 SEWER FUND	\$313.83
	Cash Balance	\$991,990.37

Beginng Balance	\$954,176.03
+ Total Deposits	\$112,578.35
- Checks Written	\$74,764.01
Check Book Balance	\$991,990.37
Difference	\$0.00

TOWN OF HERMOSA

10/08/21 12:50 PM

Page 2

*Check Reconciliation©

Pioneer Bank & Trust
10100 CASH

Check Nbr	Vendor Name	Check Date	Outstanding	Cleared
Deposit	12-21-2020PSN	12/21/2020	(\$871.73)	
Deposit	12-21-2020PSN	12/21/2020	(\$171.74)	
Deposit	02-16-2021PSN	2/16/2021	(\$2,104.84)	
Deposit	02-17-2021PSN	2/17/2021	(\$57.41)	
Deposit	02-19-2021PSN	2/19/2021	(\$97.41)	
Deposit	20210323UB0	3/23/2021		
Deposit	20210323UB1	3/23/2021		\$239.51
Deposit	20210323UB1	3/23/2021		(\$714.51)
Deposit	20210323UB1	3/23/2021		\$475.00
Deposit	03-30-2021PSN	3/31/2021	(\$97.22)	
Deposit	04-12-2021UB	4/12/2021	(\$67.73)	
Deposit	04-12-2021UB	4/12/2021	(\$1,801.98)	
Deposit	20210722UB0	7/22/2021		(\$677.91)
Deposit	20210722UB0	7/22/2021		\$175.00
Deposit	20210722UB0	7/22/2021		\$502.91
Deposit	07-29-21PSN	7/29/2021		(\$133.00)
Deposit	07-29-21PSN1	7/29/2021		(\$163.00)
Deposit	08-02-21PSN	8/2/2021		(\$40.00)
Deposit	08-02-21UB	8/2/2021		(\$74.00)
Deposit	08-02-21UB	8/2/2021		(\$1,742.50)
Deposit	08-02-21PSN1	8/2/2021		(\$5.00)
Deposit	08-02-21PSN1	8/2/2021		(\$452.85)
Deposit	08-03-21UB	8/3/2021		(\$1,186.30)
Deposit	08-13-21PSN	8/3/2021		(\$243.77)
Deposit	08-05-21PSN	8/5/2021		(\$671.51)
Deposit	08-05-21UB	8/5/2021		(\$1,185.44)
Deposit	08-05-21UB	8/5/2021		(\$44.61)
Deposit	08-09-21PSN	8/9/2021		(\$80.00)
Deposit	08-09-21UB	8/9/2021		(\$663.57)
Deposit	08-11-21PSN	8/11/2021		(\$1,656.23)
Deposit	08-11-21PSN1	8/11/2021		(\$160.51)
Deposit	08-12-21PSN	8/12/2021		(\$162.28)
Deposit	08-12-21UB	8/12/2021		(\$947.99)
Deposit	08-13-21PSN1	8/13/2021		(\$81.90)
Deposit	08-16-21PSN	8/16/2021		(\$3,346.53)
Deposit	08-16-21-PSN1	8/16/2021		(\$615.47)
Deposit	08-16-21UB	8/16/2021		(\$1,557.60)
Deposit	08-16-21UB	8/16/2021		(\$202.50)
Deposit	08-17-21PSN	8/17/2021		(\$553.07)
Deposit	081821REC	8/18/2021		(\$8,143.27)
Deposit	08-18-21UB	8/18/2021		(\$1,851.06)
Deposit	08-18-21UB	8/18/2021		(\$52.45)
Deposit	08-19-21PSN	8/19/2021		(\$75.75)
Deposit	08-19-21PSN	8/19/2021		(\$150.00)
Deposit	08-19-21PSN1	8/19/2021		(\$335.11)
Deposit	08-19-21UB	8/19/2021		(\$767.29)
Deposit	08-19-21UB	8/19/2021		(\$27.28)
Deposit	08-20-21PSN	8/20/2021		(\$117.01)

TOWN OF HERMOSA

10/08/21 12:50 PM

Page 3

*Check Reconciliation©

RESERVE
10700 CASHRSRV

Check Nbr	Vendor Name	Check Date	Outstanding	Cleared
Deposit	08-20-21UB	8/20/2021		(\$8.65)
Deposit	08-20-21UB	8/20/2021		(\$519.76)
Deposit	08-23-21PSN	8/23/2021		(\$333.05)
Deposit	20210823UB0	8/23/2021		\$302.51
Deposit	20210823UB0	8/23/2021		(\$302.51)
Deposit	082421REC	8/24/2021		(\$1,134.96)
Deposit	08-24-21UB	8/24/2021		(\$385.61)
Deposit	08-26-21PSN	8/26/2021		(\$19.00)
Deposit	08-26-21UB	8/26/2021	(\$4.00)	
Deposit	08-26-21UB	8/26/2021	(\$1,830.45)	
Deposit	20210826UB0	8/26/2021		\$586.54
Deposit	20210826UB0	8/26/2021		\$275.00
Deposit	20210826UB0	8/26/2021		(\$861.54)
Deposit	August 21 INT	9/2/2021		(\$16.50)
Deposit	Custer Co 08 2021	9/7/2021		(\$9,251.14)
Deposit	DRR 08 06 21	9/7/2021		(\$29,895.76)
Deposit	DRR Aug sales tax	9/7/2021		(\$36,420.56)
000794E	Verizon Connect NWF, Inc.	1/20/2021	\$32.38	
000909E	LINGO	7/9/2021	\$32.23	
000923E	A & B Business Equipment, Inc.	7/29/2021		\$586.75
000924E	SD Dept of Revenue	7/29/2021		\$476.11
000926E	EFTPS	8/13/2021		\$1,065.86
000927E	BH Electric Coop	8/13/2021		\$3,615.89
000928E	LINGO	8/13/2021	\$33.77	
000929E	Mt Rushmore Telephone	8/13/2021		\$238.02
000930E	Pioneer Bank & Trust	8/13/2021		\$3,311.63
000931E	Sanders Sanitation	8/13/2021		\$2,908.45
000932E	Rural Development	8/13/2021		\$1,278.00
000933E	Rural Development	8/13/2021		\$417.00
000934E	Rural Development	8/13/2021		\$222.00
000935E	US Bank	8/13/2021		\$1,493.23
000937E	EFTPS	8/20/2021		\$97.37
000939E	EFTPS	8/30/2021		\$1,188.33
000940E	Pioneer Bank & Trust	9/2/2021		\$0.25
000942E	Pioneer Bank & Trust	9/2/2021		\$25.00
000943E	A & B Business Equipment, Inc.	9/2/2021		\$570.97
000944E	LINGO	9/2/2021		\$44.90
000945E	PAYMENT SERVICE NETWORK	9/2/2021		\$78.45
014739	LEISING, COURTNEY	7/31/2018	\$28.00	
014897	TAYLOR, KIM	12/4/2018	\$14.00	
014979	REICHARDT-GUNHAMMER, DUSTIN	2/4/2019	\$16.38	
015186	VERIZON CONNECT NWF, INC	7/18/2019	\$37.90	
015252	PENA, RAY	9/3/2019	\$32.75	
015354	Henrichsen, Vicki L	11/29/2019		
015360	ALFSON, RICK	12/3/2019	\$50.00	
015544	BIRCH COMMUNICATIONS	4/7/2020	\$23.09	
015702	BIRCH COMMUNICATIONS	7/17/2020	\$25.32	
015777	SCHREURS, ASHLEY	9/2/2020	\$105.63	

TOWN OF HERMOSA

10/08/21 12:50 PM

Page 4

*Check Reconciliation©

Pioneer Bank & Trust
10100 CASH

Check Nbr	Vendor Name	Check Date	Outstanding	Cleared
015832	Mt Rushmore Telephone	10/8/2020	\$219.55	
015928	Karp, Mike	12/16/2020	\$16.50	
015959	Impressions Rubber Stamp, Inc.	1/8/2021	\$45.74	
016091	JONES, NORMAN	4/8/2021	\$5.67	
016139	NORTON, ROSS	5/6/2021		\$125.00
016166	ALEXANDER, ASHLEY	6/3/2021	\$34.91	
016174	Holsworth, Dan & Deb	6/3/2021	\$15.40	
016210	Kramer, Linda M.	6/30/2021	\$73.99	
016259	Temperature Technologies Inc.	7/20/2021		\$729.68
016260	VANWAY TROPHY	7/20/2021		\$16.50
016266	CHILDRESS, ERIN	7/22/2021	\$27.83	
016267	Belt, Vonda	7/30/2021		\$74.81
016268	Flug, Bernhard	7/30/2021		\$138.52
016269	Henrichsen, Vicki L	7/30/2021		\$138.52
016270	Holsworth, Danny J.	7/30/2021		\$138.52
016271	King, Robert	7/30/2021		\$138.52
016272	Kramer, Linda M.	7/30/2021	\$77.22	
016273	Schumack, Terri V	7/30/2021		\$138.52
016274	Waltman, Monte J.	7/30/2021		\$96.04
016275	Boddicker, Gail L.	7/30/2021		\$1,130.55
016276	Daggett, Jimmy L.	7/30/2021		\$681.68
016277	Swier-Dybvig, Jill	7/30/2021		\$968.98
016278	SD DEPARTMENT OF AGRICULTURE	7/27/2021		\$100.00
016282	A & B Business Equipment, Inc.	8/3/2021	\$586.75	
016283	CASEY PETERSON & ASSOCIATES	8/3/2021		\$15,125.00
016284	Daggett, James L.	8/3/2021		\$24.92
016285	FLUG, BERNHARD	8/3/2021		\$180.24
016286	G DETAILING	8/3/2021		\$150.00
016287	Health Pool of South Dakota	8/3/2021		\$841.42
016288	Henrichsen, Vicki	8/3/2021		\$61.60
016289	J. CLAIRE SCOTT	8/3/2021		\$6.35
016290	Mid Continent Testing Lab	8/3/2021		\$311.70
016291	Midwest Assistance Program, In	8/3/2021		\$492.00
016292	Nelson's Oil & Gas	8/3/2021		\$163.82
016293	SD Retirement System	8/3/2021		\$660.48
016294	Boddicker, Gail L.	8/20/2021		\$1,823.26
016295	Daggett, Jimmy L.	8/20/2021		\$856.38
016296	Swier-Dybvig, Jill	8/20/2021		\$1,016.60
016297	WESTERGARD, BRADLEY	8/17/2021		\$300.00
016298	ACES	8/18/2021		\$18,310.00
016299	Code Works	8/18/2021		\$670.48
016300	FLAGPOLE FARM	8/18/2021		\$68.95
016301	FLUG, BERNHARD	8/18/2021		\$50.00
016302	Golden West Technologies	8/18/2021		\$831.50
016303	INTERSTATE ENGINEERING, INC	8/18/2021		\$470.00
016304	JOHNSON LAW OFFICE	8/18/2021		\$756.50
016305	Southern Hills Publishing Inc.	8/18/2021		\$167.12
016306	Swier-Dybvig, Jill	8/20/2021		\$507.28

TOWN OF HERMOSA

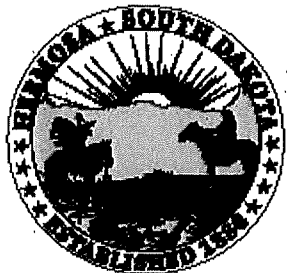
10/08/21 12:50 PM

Page 5

*Check Reconciliation©

Pioneer Bank & Trust
10100 CASH

Check Nbr	Vendor Name	Check Date	Outstanding	Cleared
016307	Belt, Vonda	8/31/2021	\$110.82	
016308	Flug, Bernhard	8/31/2021	\$323.22	
016309	Henrichsen, Vicki L	8/31/2021	\$184.70	
016310	Holsworth, Danny J.	8/31/2021	\$323.22	
016311	King, Robert	8/31/2021	\$230.87	
016312	Kramer, Linda M.	8/31/2021	\$77.22	
016313	Schumack, Terri V	8/31/2021	\$321.14	
016314	Boddicker, Gail L.	8/31/2021	\$1,383.92	
016315	Daggett, Jimmy L.	8/31/2021	\$681.68	
016316	Swier-Dybvig, Jill	8/31/2021	\$945.89	
016317	Ferguson, Chuck	8/31/2021	\$2,266.67	
016318	WESTERGARD, BRADLEY	8/31/2021	\$300.00	
Receipts/Deposits			(\$7,104.51)	(\$105,473.84)
			Total Deposits	(\$112,578.35)
Payments/Withdrawals			\$8,684.36	\$66,079.65
Outstanding + Cleared Checks = Total Checks Written			\$74,764.01	
*NM Next Month items not included in Total Checks Written and Total Deposits				



Town of Hermosa

1/A

◆◆◆
PO Box 298 • 230 Main St • Hermosa, SD 57744
Phone (605) 255-4291 • Fax (605) 255-4094
E-mail • town@hermosasd.com

DRAFT

October 15, 2021

Dear Resident,

As you may know, the Hermosa Board of Trustees have been discussing annexing properties on Fairgrounds Place for some time. The board is ready to move forward with the process and are asking the property owners to voluntarily annex their property. Attached is an Annexation Petition to be completed by you if you so choose.

With the new school addition and future subdivisions being built; our community continues to grow. The Town of Hermosa is focused on infrastructure and resources in areas that can be annexed successfully and cooperatively. Annexation provides financial health of the Town by expanding the Town's existing tax base, while providing additional land for future residential, commercial, and industrial development that will sustain economic growth and maintain reasonable tax rates. Annexation will provide you with improved services and will increase property values. Our hope is that you will be as excited as we are to move forward with smart decisions for our future.

Please complete the Annexation Petition and mail or drop off at the town office by October 29. Once we have received the petitions, we will proceed with the annexation procedures which will include a Public Hearing and Resolution. Please call Gail or Jill or any board member if you have any questions or concerns.

Sincerely and thank you,

Town of Hermosa Board of Trustees

Hello Gail,

Thank you for sending over the Operating Agreement. I've read and would like to speak with you regarding Section 10. Would you have any opportunity to have a phone call within the next couple days? If so, please let me know a few times that works best for you.

In particular, some questions/additional information:

- Proof of purchases must accompany payment each month – due to logistical, timing, and vendor/store processes, I do not believe this is doable. What are other options?
- Payments are to be made on the first (1st) day of each month. Is this firm or is there grace period to have payment made within first week of month? Receiving all invoice material timely in order to satisfy this will not be possible.
- What are forms of payment that can be made? Can ACH/EFT be setup for direct payment (checks mailed from Nashville, TN to Hermosa, SD would take several days to arrive – and even more during colder months).
- While kinks are worked out, would it be possible to waive late fees?

There will be more, but just wanted to provide some in case you needed to pull additional people in or gather information.

Thank you and look forward to hearing back from you soon.

Jimmy Wood

Dollar General Corporation | Direct Store Payables Manager
100 Mission Ridge | Goodlettsville, TN 37072
p 615-855-4043 | jjwood@dollargeneral.com

City of Example, SD - September 2021 Markup

Vendor	Vendor Name	Store	Invoice No	Invoice Date	Invoice Cost	Allowances / Fees	Less Fees	Product Type	Markup Percentage	Markup Amt
	TOTALS: \$ 5,620.12 \$ 40.00 \$ 5,580.12 \$ 279.06									
17874	JOHNSON BROTHERS FAMOUS BRANDS	11111	1121958	9/22/2021	\$ 377.50	\$ 40.00	\$ 337.50	WINE	5.00%	\$ 16.88
17898	JEROME BEVERAGE INC	11111	409030	9/3/2021	\$ 213.10	-	\$ 213.10	BEER	5.00%	\$ 10.66
17898	JEROME BEVERAGE INC	11111	409545	9/17/2021	\$ 547.60	-	\$ 547.60	BEER	5.00%	\$ 27.39
18827	QUALITY BRANDS DISTRIBUTION	11111	5262417	9/3/2021	\$ 1,727.05	-	\$ 1,727.05	BEER	5.00%	\$ 86.36
18827	QUALITY BRANDS DISTRIBUTION	11111	5269924	9/10/2021	\$ (6.28)	-	\$ (6.28)	BEER	5.00%	\$ (0.31)
18827	QUALITY BRANDS DISTRIBUTION	11111	5269925	9/10/2021	\$ 933.45	-	\$ 933.45	BEER	5.00%	\$ 46.68
18827	QUALITY BRANDS DISTRIBUTION	11111	5278596	9/17/2021	\$ 1,076.45	-	\$ 1,076.45	BEER	5.00%	\$ 53.83
18827	QUALITY BRANDS DISTRIBUTION	11111	5287533	9/24/2021	\$ 751.25	-	\$ 751.25	BEER	5.00%	\$ 37.57

**OPERATING AGREEMENT FOR MUNICIPAL
OFF-SALE MALT BEVERAGE & SD FARM WINE ESTABLISHMENT**

1. **PARTIES:**

The parties to this agreement are _____ of Hermosa, S. D., hereinafter referred to as the "Operator" and the Town of Hermosa, a political subdivision of the State of South Dakota, hereinafter referred to as the "Town".

2. **PURPOSE:**

Under the provision of SDCL 35-4, the purpose of this agreement is to establish the terms and conditions of an operating agreement between the Operator and the Town as provided by SDCL 35-4.

3. **PROPERTY:**

The real property subject to the terms of this agreement is commonly known as: _____ located in the City of Hermosa, Custer County, State of South Dakota.

4. **TERMS OF THE AGREEMENT AND EFFECTIVE DATE:**

This agreement shall expire the 30th day of June, 2022.

5. **RENEWAL:**

Operator agrees to give the Town ninety (90) days advance written notice of its desire to renew.

6. **OBLIGATIONS OF OPERATOR:**

- a) The Operator shall be responsible for all operating expenses including, but not limited to, utilities, purchase of all liquor, taxes, insurance and license fees, if any.
- b) Cancellation of the agreement shall be made upon ninety (90) days written notice by either party.
- c) The Operator shall furnish a suitable building situated upon the following described real property: _____ City of Hermosa, Custer County, State of South Dakota.
- d) Operator shall operate said off-sale establishment so situated and arranged and the business operated therein to be so conducted as to be in conformity with the ordinances of the Town of Hermosa and the laws of the State of South Dakota.
- e) Operator shall operate said off-sale establishment only on the days and during the hours specified by ordinance of the governing body of the Town and also in conformity with the laws of the State of South Dakota. This shall not be construed to mean, however, that there exists any restriction on the seasonal operation of the business provided all license fees hereunder are paid in a timely manner and

Operator is in compliance with all laws and town ordinances. Furthermore, the Operator shall notify local law enforcement of any change in operating hours or planned special events.

- f) Operator is to pay all sales tax and real estate property taxes when they are due and owing prior to becoming delinquent.
- g) Operator shall furnish to the Town, upon request, evidence of payment of all social Security, Withholding, Workmen's Compensation and Unemployment Insurance payments or premiums and the policies receipts therefore, along with evidence of payments of all rents, utilities and salaries on or before the 10th day of the calendar month when the same comes due.
- h) Operator agrees to furnish to the Town all records requested by the Town that are reasonably related to the issues involved in renegotiating this agreement.
- i) Operator shall maintain said premises in good repair so as to provide a safe and clean environment.
- j) Operator shall make a thorough and complete check of the age of any individual requesting to be served intoxicating liquor or other alcoholic beverages as is reasonably necessary to determine if said individual is of lawful age; and to immediately report to the proper officials for prosecution, any individual attempting to falsify his or her lawful age for the purpose of obtaining the service of alcoholic beverages or intoxicating liquor.

That Operator shall require that all it's employees and/or agents shall at the expense of the Operator, as a condition of employment, complete a nationally recognized training program approved by the South Dakota State Department of Revenue that provides instruction on techniques to prevent persons under the age of twenty-one (21) from purchasing alcoholic beverages within sixty (60) days after commencement of employment, or within sixty (60) days after execution of this Agreement for existing employees.

That Operator shall implement and maintain a written age identification policy and shall require each of its employees and/or agents to sign the same and agree to abide by said age identification policy as a condition of continuing employment and/or agency with said establishment.

- k) Operator shall at all times and in every reasonable manner cooperate with the Hermosa Town Marshal, the Custer County Sheriff's Department, and the law enforcement personnel of the State of South Dakota in allowing access to said premises, to establish the age of any individual or individuals found on said premises, and to maintain law and order of said premises.

7. **RESPONSIBILITIES OF OPERATOR REGARDING PATRONS:**

- a) Any establishment duly permitted by the Town of Hermosa to sell liquor, wine or malt beverages is charged with the responsibility of maintaining a safe environment for its patrons. Any business establishment offering on-sale or off-sale liquor, wine or malt beverage within the corporate limits of Hermosa, South Dakota, shall adhere to the following requirements, procedures and protocol regarding patron activity and safety.
 - i.) An owner, manager or employee of an establishment is encouraged to contact the Town Marshal or County Sheriff at the first indication of a situation which appears may result in the escalation of hostility between patrons or a patron and employee. Any failure by an establishment to make such contact resulting in injury to person, damage to property or commission of a criminal act may result in civil penalty against the establishment, ranging from a letter of reprimand to license suspension or revocation.
- b) The owner and manager of an offending entity will upon written demand appear before the Town Board within five (5) days of such request or at the next Meeting of the Town Board of Trustees as may be directed by the Board. Any such reports, reprimands or other disciplinary action shall become a part of the licensee's permanent performance records.

8. **LIABILITY INSURANCE:**

Operator shall indemnify and hold the Town free and harmless from any and all liability, loss, damage or expense from accident or damage, either to itself or to persons or property of others, which may occur by reason of the exercise of the rights privileges herein granted, and shall, for the purpose of carrying out the provisions of the agreement, and prior to commencing operations of any kind, have in full force and effect, and file evidence thereof with the Finance Officer, a good and sufficient policy covering Five Hundred Thousand Dollars (\$500,000.00) each occurrence, One Million Dollars (\$1,000,000.00) aggregate overage with said policy to be executed by an insurance company authorized and qualified to do business in the State of South Dakota and conditioned to indemnify and save harmless the Town from and against any and all claims, actions, suits, liability, loss, cost expense or damage of any kind or description which may occur to or be suffered by the Town or by anyone by reason of the use of the real property described in Paragraph 3 herein. Proof of such insurance shall be provided by Operator and kept on file at the Town office. Operator shall also direct the insurance carrier to notify Town of cancellation or suspending policy.

9. **ASSIGNMENT:**

This agreement shall not be assigned, transferred, sold or in any manner conveyed without the express written and prior approval of the Hermosa Town Board and said approval shall not be unreasonably withheld.

10. **LICENSES/FEES:**

- a) Operator agrees to pay the sum of Three Hundred Dollars (\$300.00) per year for an on-off sale Malt Beverage license which includes on-off sale of South Dakota Farm Wine and 5% of the beer and wine purchases by the operator for the previous month. Proof of purchases (i.e. copies of invoices from the distributor) of the same must accompany payment each month. Purchases will be verified by the distributor at the discretion of the Finance Officer. **Payments are to be made on the first (1st) day of each month with the right of prepayment.** In the event the Operator does not pay the monthly license fee by the close of business on the fifth day of each month to the Finance Officer at the Hermosa Town Office, PO Box 298, Hermosa, SD 57744, the license may be suspended immediately, and Operator shall be subject to a \$50.00 late fee, plus \$25.00 per week thereafter. To redeem the license, the Operator shall pay three (3) monthly payments in advance in addition to the late fees. In addition, any returned checks will be subject to an additional \$100.00 penalty and \$35.00 fee at the first offense. Subsequent returned checks will result in payment terms of cash or money order only. Upon receipt of a returned check the license may be revoked immediately.
- b) Operator shall purchase beer and SD Farm Wine directly from authorized liquor distributors in conformance with all applicable state laws.

11. **AREA OF LICENSE:**

Alcoholic beverages shall be sold only on the authorized premises authorized by the license in accordance with SDCL 35-4-75.

12. **CANCELLATION AND TERMINATION:**

Cancellation of this agreement shall be made upon ninety (90) days written notice by either party. In the event that either party to this agreement defaults in the performance of any of the terms, covenants, conditions or obligations of their agreement, assumed by that party, the parties agree that the party not in default shall have the option to cancel this agreement. Said option shall be exercisable by giving to the party in default, at their current address, by certified mail, ninety (90) days written notice of the nature of such default. In the event of the failure of the party in default to cure such default, within such ninety (90) day period, this agreement shall be deemed canceled and of no further binding effect on either of the parties to this agreement. If the Operator wishes to cancel this agreement, they may do so with ninety (90) days written notification by certified mailing to the Town.

13. **NOTICE:**

Any notice provided for herein may be given by registered or certified United States mail, postage and fees prepaid, and addressed, if to the Operator, as described in paragraph 1 herein, with the principal office located at _____ addressed to _____ and if to the Town, at PO Box 298, Hermosa, South Dakota 57744. The places to which notices are to be given hereunder may be changed from time to time by either party by written notice, given to the other.

14. **COMPLIANCE WITH ALL LAWS AND CODES:**
The Operator shall observe all statutory laws of the State of South Dakota, and all ordinances of the Town. Further this Agreement is contingent upon Operator complying with the applicable provisions of the Uniform Fire Code as determined by and consistent with the recommendations of the State Fire Marshall. Failure to comply with such recommendations shall result in termination of this Agreement.
15. **MUTUAL OBLIGATIONS:**
Each of the parties shall fully comply with the provisions of SDCL 35-4, and all related State Laws and Town Ordinances.
16. **MODIFICATIONS:**
This agreement cannot be modified or changed, unless in writing, signed by the Operator(s) and Board of Trustees of the Town.
17. **PERSONAL NATURE OF RIGHTS GRANTED:**
All rights granted hereunder are to be regarded as personal rights granted to the Operator. The release of any of the Operator signatories shall constitute termination of this agreement.
18. **INTEGRATION:**
This agreement constitutes the entire agreement between the parties and there are no agreements, oral or otherwise, other than those contained herein.
19. **RELEASE OF LIABILITY AND INDEMNIFICATION:**
Operator acknowledges that this agreement does not create a relationship of any kind between the Operator and Town other than Town authorizes Operator to possess a valid license for the sale of alcoholic beverages. Operator shall indemnify, defend and hold Town harmless from and reimburse Town with respect to, any and all losses, damages, liabilities, claims, judgments, costs and expenses (including attorney's fees and costs) of any nature whatsoever Town shall suffer as a result of Operator's breach of any representation, warranty, covenant or agreement contained herein or as a result of Operator's operation of Operator's above-listed place of business.
20. **CAPTIONS:**
The paragraph captions contained in this agreement are not intended to either broaden or limit the interpretation of this agreement.

TOWN BOARD APPROVAL DATE: _____

OPERATOR(S):

By: _____ DATE: _____
Owner

By: _____ DATE: _____
Owner

ITS: _____ DATE: _____

TOWN OF HERMOSA:

Dan Holsworth
Town Board President DATE: _____

ATTEST:

Gail Boddicker
Finance Officer DATE: _____

DRAWING NUMBER
12 PLAT 884

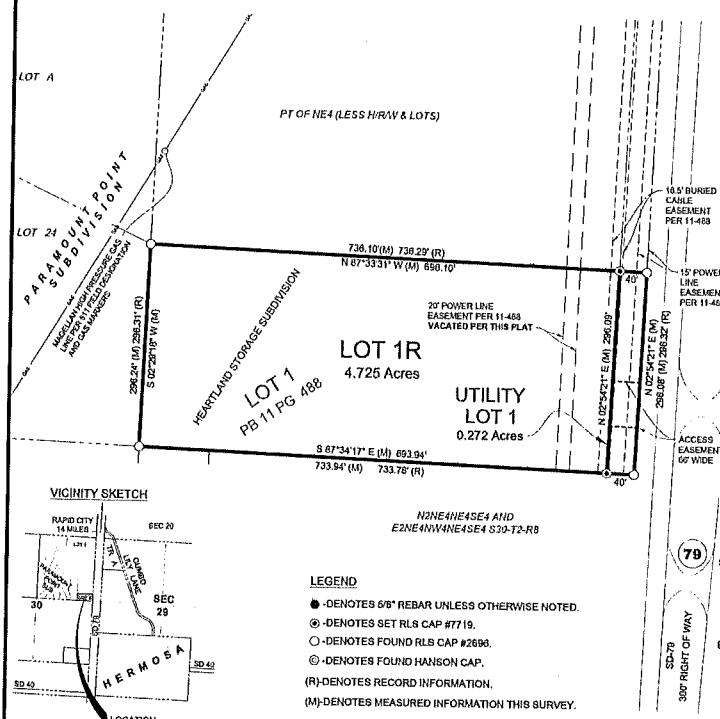
DRAWING NUMBER
12 PLAT 884

12 F

Out 1 Pg 33

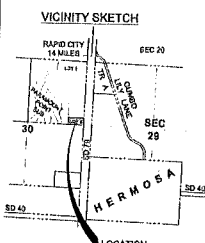
PLAT OF LOT 1R & UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION
FORMERLY LOT 1 OF HEARTLAND STORAGE SUBDIVISION,
LOCATED IN THE SE1/4NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.

PAGE 1 OF 1



SURVEYOR'S NOTES:

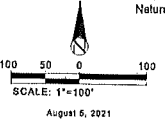
1. A 20' wide utility easement exists centered on all subdivision lot lines not adjacent to public rights-of-way or unplatted land, and on the interior side of lot lines that border land easements have been shown.
2. Building Restriction: Per the Custer County Ordinance Requirements.
3. Building Setbacks: Per the Custer County Ordinance Requirements.
4. UTILITY LOT 1:
Acceptable use (EXCLUDING EXISTING EASEMENT LIMITATIONS): Landscape and use for parking including asphalt/curb and gutter.
Limitations: NO BUILDING OR STRUCTURE SHALL BE CONSTRUCTED, OVER OR BENEATH THE PROPERTY.
The Town of Hermosa shall repair and restore to its former condition, any surface area including landscaping, asphalt, curb or gutter disturbed or damaged by the Town of Hermosa or agents or contractors in the course of entering upon the property to construct, install, operate, inspect, maintain or repair the water and sanitary sewer utilities and related appurtenant facilities upon the property.
5. Flood Insurance Rate Map Number 46033C0200F with an effective date of 01/06/2012 indicates the presence of a flood hazard area within the area represented on this plat.
6. Water Protection Statement Pursuant to SDCL 11-3-8.1 and 11-3-8.2, the developer of the property described within this plat shall be responsible for protecting any waters of the State, including groundwater, located adjacent to or within such protections conform to and follow all regulations of the South Dakota Department of Environment and Natural Resources relating to the same.



- LEGEND
- - DENOTES 6" REBAR UNLESS OTHERWISE NOTED.
 - ⊙ - DENOTES SET RLS CAP #7719.
 - - DENOTES FOUND RLS CAP #2698.
 - - DENOTES FOUND HANSON CAP.
 - (R) - DENOTES RECORD INFORMATION.
 - (M) - DENOTES MEASURED INFORMATION THIS SURVEY.

CERTIFICATE OF SURVEYOR
I, Shanon Vasknetz, Registered South Dakota Land Surveyor No. 7719 do hereby certify that being so authorized that I did oversee the platting and surveying work on the plat, and that the above shown is a true representation of recorded and field data completed for the survey.

SURVEYOR: Shanon Vasknetz DATE 8/17/2021



CERTIFICATE OF OWNERSHIP
Heartland Storage, LLC, does hereby certify that it is the owner of the land shown and described hereon; that it does approve of the survey and plat of said land; and that the development of this land shall conform to all existing applicable zoning, subdivision, erosion, and sediment control.

OWNER: Wade Shels DATE 9-15-2021
HEARTLAND STORAGE, LLC, 24343 SD HIGHWAY 79, HERMOSA, SD 57744, (605) 390-8183

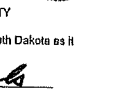
On the 15 day of September, 2021, before me a Notary Public, personally appeared Wade Shels, known to me to be the person described in the foregoing instrument, and acknowledged to me that they signed the same.

NOTARY PUBLIC: Neil S. Boddiger DATE 9-15-2021
MY COMMISSION EXPIRES: 6-14-2024



CERTIFICATE OF SOUTH DAKOTA D.O.T. HIGHWAY AUTHORITY
The location of these lots meet the requirements of the State of South Dakota as it relates to access onto State Highway 79.

SOUTH DAKOTA HIGHWAY AUTHORITY: [Signature]
DATE: 9.15.21



CERTIFICATE OF COUNTY TREASURER
I, Treasurer for Custer County, do hereby certify that all taxes which are liens upon the within described properties have been fully paid according to the records of my office.

TREASURER: Reer Hill DATE 9/15/21



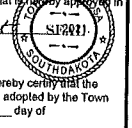
CERTIFICATE OF DIRECTOR OF EQUALIZATION
I, Director of Equalization for Custer County, do hereby certify that I have a copy of the within described plat in my office.

DIRECTOR OF EQUALIZATION: Don B. Reedy DATE 9-14-2021

RESOLUTION OF GOVERNING BOARD
Whereas there has been presented to the Town Board of Hermosa, South Dakota, the within plat of the above described lands, and it appearing to the Board that said plan conforms to the existing plats of said Town, that the streets set forth herein conform to the system of streets of the municipality, that all provisions of assessments upon the tract have been fully paid, and that said plat and the survey thereof have been completed according to law, now therefore, BE IT RESOLVED, that said plat be approved in all respects.
Dated at Hermosa, South Dakota, this 17 day of August, 2021.

CERTIFICATE OF TOWN FINANCE OFFICER
I, Finance Officer of the Town of Hermosa, South Dakota, do hereby certify that the foregoing instrument is a true and correct copy of the resolution adopted by the Town Board of Hermosa, South Dakota, at a meeting held on the 17 day of August, 2021.

HERMOSA FINANCE OFFICER: Neil S. Boddiger



CERTIFICATE OF REGISTER OF DEEDS 84044
Filed for record this 23 day of September, 2021 at 2:40 o'clock P.M. and recorded in book 172 of plats on page 884.

REGISTER OF DEEDS CUSTER COUNTY
Wanda Skramkowski, Deputy
#609 p4



CERTIFICATE OF BLACK HILLS ELECTRIC COOPERATIVE
The vacated easement per this plat has been reviewed and is approved by Black Hills Electric Cooperative, PO BOX 792, Custer, SD 57730.

BLACK HILLS ELECTRIC CO-OP AUTHORITY: [Signature]
DATE: 9-15-21

884

DRAWING NUMBER
12 PLAT 883

DRAWING NUMBER
12 PLAT 883

Out 1 Pg 36 / BK 4 Pg 29

PLAT OF UTILITY LOT 1

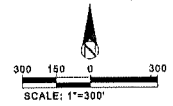
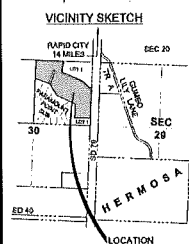
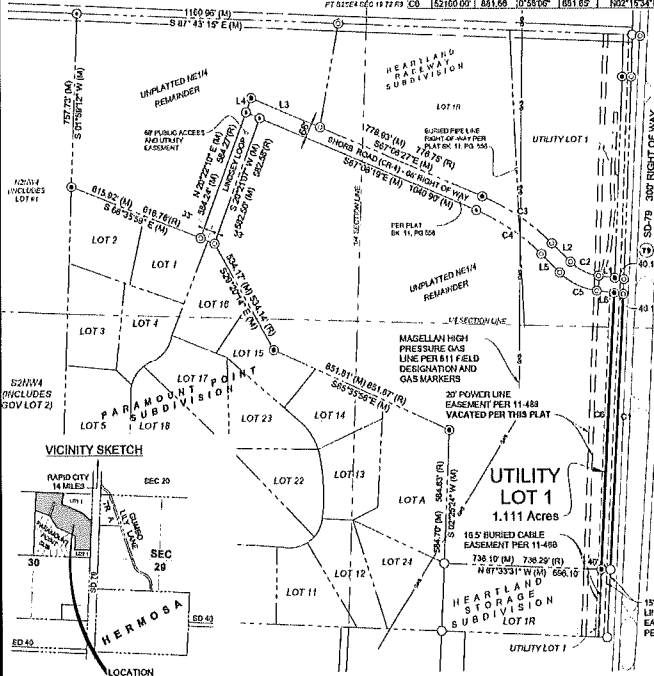
LOCATED IN THE NE1/4 OF SECTION 30, T2S, R6E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.

Line	Name	Length	Direction
L1	12.22' (M)	632'11.22" W (M)	
L2	114.69' (R)	114.68' (M)	84°09'13"E (M)
L3	333.12' (M)	86°19'54"E (M)	
L4	68.00'	62°07'12" W (M)	
L5	114.50' (M)	64°48'26"E (M)	
L6	77.94' (M)	N92°29'29" W (M)	

Curve	Name	Radius	Length	Delta	Chord	Chord
C1	73508.10'	1207.82'	0°58'51"	1207.81'	802°51'37" W	
C2	217.00'	141.97'	37°22'26"	139.45'	N63°52'06" W	
C3	186.00'	371.82'	22°02'56"	186.00'	S62°55'04" E	
C4	950.00'	349.70'	22°04'17"	344.66'	S60°07'17" E	
C5	250.00'	153.70'	37°55'54"	152.31'	N62°54'24" W	
C6	52160.00'	831.68'	0°58'56"	831.62'	N92°16'34" E	

SURVEYOR'S NOTES:

- A 20' wide utility easement exists centered on all subdivision lot lines not adjacent to public rights-of-way or unplatted land, and on the interior side of lot lines that border land easements have been shown.
- Building Restriction: Per the Custer County Ordinance Requirements
- Building Setbacks: Per the Custer County Ordinance Requirements.
- UTILITY LOT 1:
Acceptable use (EXCLUDING EXISTING EASEMENT LIMITATIONS): Landscape and use for parking including asphalt/curb and gutter.
Limitations: NO BUILDING OR STRUCTURE SHALL BE CONSTRUCTED, OVER OR BENEATH THE PROPERTY.
The Town of Hermosa shall repair and restore to its former condition, any surface area including landscaping, asphalt, curb or gutter disturbed or damaged by the Town of Hermosa or agents or contractors in the course of entering upon the property to construct, install, operate, inspect, maintain or repair the water and sanitary sewer utilities and related appurtenant facilities upon the property.
- Flood Insurance Rate Map Number 46033C0200F with an effective date of 01/03/02 indicates the presence of a flood hazard area within the area represented on this plat.
- Water Protection Statement: Pursuant to SDCL, 11-3-8.1 and 11-3-8.2, the developer of the property described within this plat shall be responsible for protecting any waters of the State, including groundwater, located adjacent to or within such protections conform to and follow all regulations of the South Dakota Department of Environment and Natural Resources relating to the same.



CERTIFICATE OF SURVEYOR
I, Shanon Vashnetz, Registered South Dakota Land Surveyor No. 7719 do hereby certify that being so authorized that I did oversee the platting and surveying work on the plat; and that the above shown is a true representation of recorded and field data completed for the survey.
SURVEYOR: Shanon Vashnetz DATE 9/14/2021



- LEGEND**
- - DENOTES 5/8" REBAR UNLESS OTHERWISE NOTED.
 - ⊙ - DENOTES SET RLS CAP #7719.
 - - DENOTES FOUND RLS CAP #2696.
 - ⊙ - DENOTES FOUND HANSON CAP.
 - (R) - DENOTES RECORD INFORMATION.
 - (M) - DENOTES MEASURED INFORMATION THIS SURVEY.

CERTIFICATE OF OWNERSHIP
We, Clifford W and Mary Shorb, do hereby certify that we approve of the survey and plat of said land; and that the development of this land shall conform to all existing applicable zoning, subdivision, erosion, and sediment control.
OWNER: Clifford W Shorb DATE 9-15-2021
CLIFFORD W SHORB, 24471 SHORB RD., HERMOSA, SD 57744, (605) 255-4305
OWNER: Mary v Shorb DATE 9-15-2021
MARY SHORB, 24471 SHORB RD., HERMOSA, SD 57744, (605) 255-4305

RESOLUTION OF GOVERNING BOARD
Whereas there has been presented to the Town Board of Hermosa, South Dakota, the within plat of the above described lands, and it appearing to the Board that said plan conforms to the existing plats of said Town, that the streets set forth therein conform to the system of streets of the municipality, that all provisions of assessment and taxation according to law, now therefore, BE IT RESOLVED, that said plat is hereby approved in all respects.
Dated at Hermosa, South Dakota, this 17 day of August, 2021.

On the 15 day of September, 2021, before me a Notary Public, personally appeared Clifford W and Mary Shorb, known to me to be the persons described in the foregoing instrument, and acknowledged to me that they signed the same.
NOTARY PUBLIC: Neil L. Boddie DATE 9-15-2021
MY COMMISSION EXPIRES: 6-14-2024

CERTIFICATE OF TOWN FINANCE OFFICER
I, Finance Officer of the Town of Hermosa, South Dakota, do hereby certify that the foregoing instrument is a true and correct copy of the resolution adopted by the Town Board of Hermosa, South Dakota, at a meeting held on the 17 day of August, 2021.
HERMOSA FINANCE OFFICER: Neil L. Boddie

CERTIFICATE OF HIGHWAY AUTHORITY
The location of these lots meet the requirements of the county as it relates to access onto County roads.
CUSTER COUNTY HIGHWAY AUTHORITY: Neil L. Boddie
DATE: 9-15-21

CERTIFICATE OF REGISTER OF DEEDS
Filed for record this _____ day of _____, 2021, at _____ o'clock _____ M. and recorded in book _____ of plats on page _____
REGISTER OF DEEDS CUSTER COUNTY

CERTIFICATE OF COUNTY TREASURER
I, Treasurer for Custer County, do hereby certify that all taxes which are liens upon the within described properties have been fully paid according to the records of my office.
TREASURER: Ken Hill DATE 9/16/21

CERTIFICATE OF REGISTER OF DEEDS
Filed for record this 23 day of September, 2021, at 2:39 o'clock P M. and recorded in book 72 of plats on page 883
REGISTER OF DEEDS CUSTER COUNTY
Wanda Annenkov 8609

CERTIFICATE OF DIRECTOR OF EQUALIZATION
I, Director of Equalization for Custer County, do hereby certify that I have a copy of the within described plat in my office.
DIRECTOR OF EQUALIZATION: Paul B. Rudy DATE 9-14-2021

The vacated easement per this plat has been reviewed and is approved by Black Hills Electric Cooperative, PO BOX 792, Custer, SD 57730.
BLACK HILLS ELECTRIC CO-OP AUTHORITY: Jordan
DATE: 9-15-21

PREPARED BY: BASELINE SURVEYING, INC.
2305 JUNCTION AVENUE, STURGIS, S.D. 57775 605-490-1401

Email: baseline@BaselineSurveying.com No. 2711443

Out 1 Pg 36 / BK 4 Pg 29

883

DRAWING NUMBER

12 PLAT 885

DRAWING NUMBER

12 PLAT 885

Out 1 Pg 33

PAGE 1 OF 1

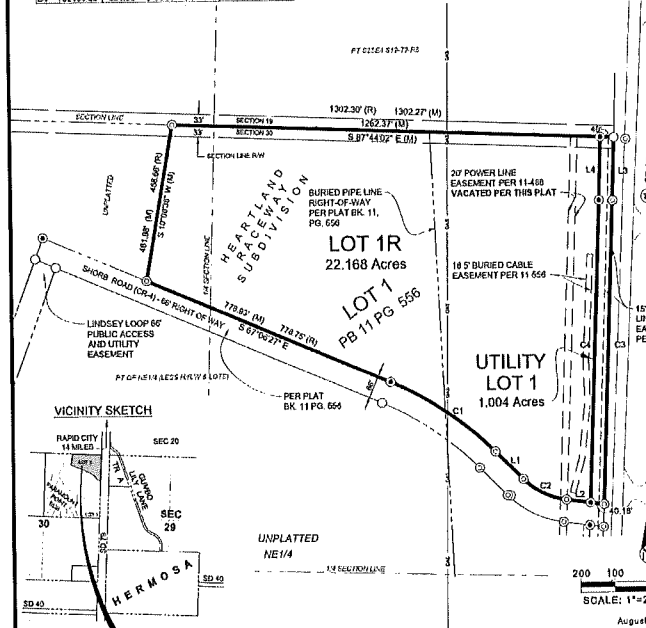
PLAT OF LOT 1R & UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION FORMERLY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION, LOCATED IN THE N1/2NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA

Curve Table with columns: Curve Name, Radius, Arc Length, Delta, Chord Length, Chord Direction

Line Table with columns: Line Name, Length, Direction

SURVEYOR'S NOTES:

- 1. A 20' wide utility easement adjacent centered on all subdivision lot lines not adjacent to public rights-of-way or unplatted land... 2. Building Restriction: Per the Custer County Ordinance Requirements... 3. Building Setbacks: Per the Custer County Ordinance Requirements... 4. UTILITY LOT 1: Acceptable use (EXCLUDING EXISTING EASEMENT LIMITATIONS). Landscape and use for parking including asphalt/curb and gutter... 5. Flood Insurance Rate Map Number 46033C0200F with an effective date of 01/06/2012 indicates there is not a presence of a flood hazard area within the area represented on this plat... 6. Water Protection Statement: Pursuant to SDCL 11-3-6.1 and 11-3-8.2, the developer of the property described within this plat shall be responsible for protecting any waters of the State, including groundwater, located adjacent to or within such protections conform to and follow all regulations of the South Dakota Department of Environment and Natural Resources relating to the same.



SCALE: 1"=200'

August 16, 2021

CERTIFICATE OF SURVEYOR

I, Sharon Vasknetz, Registered South Dakota Land Surveyor No. 7719 do hereby certify that being so authorized that I did oversee the platting and surveying work on the plat; and that the above shown is a true representation of recorded and field data completed for the survey.

SURVEYOR: Sharon Vasknetz DATE 8/17/2021



LEGEND

- - DENOTES 5/8" REBAR UNLESS OTHERWISE NOTED.
Ⓞ - DENOTES SET RLS CAP #7719.
○ - DENOTES FOUND RLS CAP #2896.
Ⓞ - DENOTES FOUND HANSON CAP.
(R) - DENOTES RECORD INFORMATION.
(M) - DENOTES MEASURED INFORMATION THIS SURVEY.

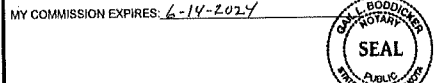
CERTIFICATE OF OWNERSHIP

D&D Properties, LLC, does hereby certify that it is the owner of the land shown and described hereon; that it does approve of the survey and plat of said land; and that the development of this land shall conform to all existing applicable zoning, subdivision, erosion, and sediment control regulations.

OWNER: D&D Properties, LLC DATE 8-17-2021

On the 17 day of August, 2021, before me a Notary Public, personally appeared Danny J. Holworth, known to me to be the person described in the foregoing instrument, and acknowledged to me that they signed the same.

NOTARY PUBLIC: Gail S. Boddicker DATE 8-17-2021



CERTIFICATE OF HIGHWAY AUTHORITY

The location of these lots meet the requirements of the county as it relates to access onto County roads.

CUSTER COUNTY HIGHWAY AUTHORITY DATE: 9-15-21

CERTIFICATE OF COUNTY TREASURER

I, Treasurer for Custer County, do hereby certify that all taxes which are liens upon the within described properties have been fully paid according to the records of my office.

TREASURER: Kelen Hill DATE 9/15/21



CERTIFICATE OF DIRECTOR OF EQUALIZATION

I, Director of Equalization for Custer County, do hereby certify that I have a copy of the within described plat in my office.

DIRECTOR OF EQUALIZATION: Ron B. Rowley DATE 9-14-2021

RESOLUTION OF GOVERNING BOARD

Whereas there has been presented to the Town Board of Hermosa, South Dakota, the within plat of the above described lands, and it appearing to the Board that said plan conforms to the existing plats of said Town, that the streets set forth therein conform to the system of streets of the municipality, that all provisions of assessments upon the tract have been fully paid, and that said plat and the survey thereof have been executed according to law, now therefore, BE IT RESOLVED, that said plat is hereby approved in all respects.

Dated at Hermosa, South Dakota, this 17 day of August, 2021

CERTIFICATE OF TOWN FINANCE OFFICER

I, Finance Officer of the Town of Hermosa, South Dakota, do hereby certify that the foregoing instrument is a true and correct copy of the resolution adopted by the Town Board of Hermosa, South Dakota, at a meeting held on the 17 day of August, 2021.

HERMOSA FINANCE OFFICER: Gail S. Boddicker

CERTIFICATE OF REGISTER OF DEEDS

Filed for record this 23 day of September, 2021 at 2:41 o'clock P.M. and recorded in book 12 of plats on page 885.

REGISTER OF DEEDS CUSTER COUNTY: Linda Nantkoul Deputy \$600.00

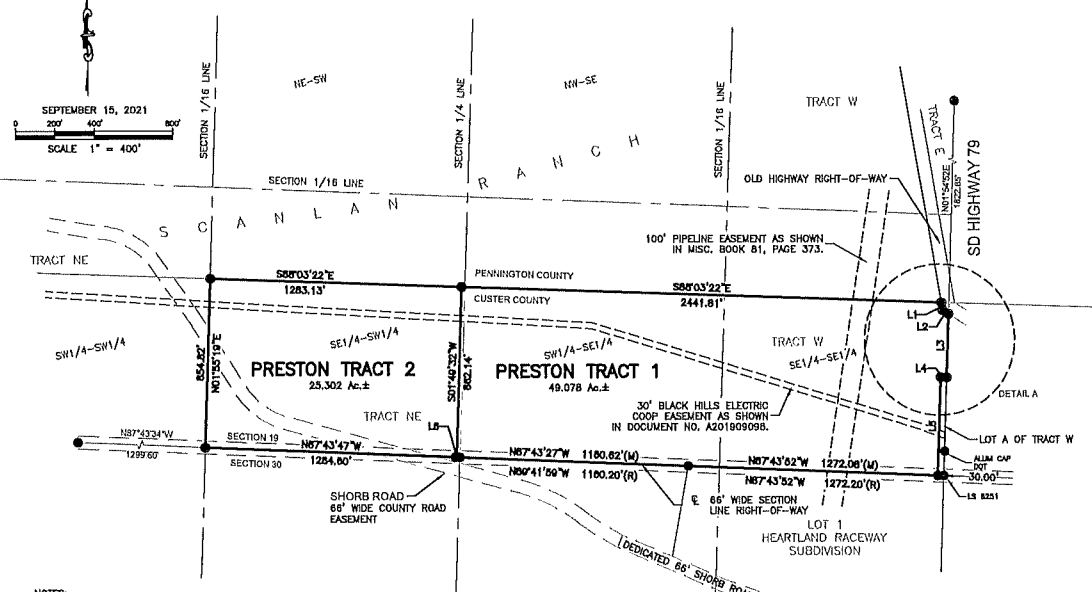
CERTIFICATE OF BLACK HILLS ELECTRIC COOPERATIVE

The vacated easement per this plat has been reviewed and is approved by Black Hills Electric Cooperative, PO BOX 792, Custer, SD 57730.

BLACK HILLS ELECTRIC CO-OP AUTHORITY: [Signature] DATE: 9-15-21

Out 1 Pg 33

PLAT OF
LONE COYOTE SUBDIVISION
PLAT OF PRESTON TRACTS 1 & 2
 (formerly a portion of Tract W of the SE1/4 of the SE1/4; a portion of the SW1/4 of the SE1/4; and portion of Tract NE of the SE1/4 of the SW1/4, Section 19, T2S, R8E, BHM)
 LOCATED IN SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA

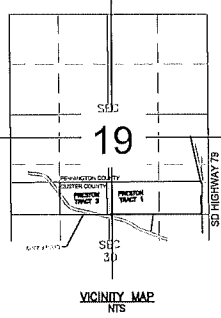
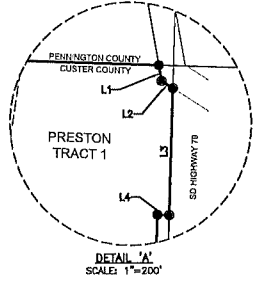


NOTES:
 UTILITY AND MINOR DRAINAGE EASEMENTS: 10' ON THE INTERIOR SIDES OF ALL LOT LINES NOT ADJACENT TO PUBLIC RIGHT-OF-WAYS.
 ANY MAJOR DRAINAGE EASEMENT SHOWN HEREON SHALL BE KEPT FREE OF ALL OBSTRUCTIONS INCLUDING BUT NOT LIMITED TO BUILDINGS, WALLS, FENCES, HEDGES, TREES AND SHRUBS. THESE EASEMENTS GRANT TO ALL PUBLIC AUTHORITIES THE RIGHT TO CONSTRUCT, OPERATE, MAINTAIN, INSPECT, AND REPAIR SUCH IMPROVEMENTS AND STRUCTURES AS IT DEEMS EXPEDIENT TO FACILITATE DRAINAGE FROM ANY SOURCE.
 BASIS OF BEARINGS: SOUTH DAKOTA STATE PLANE COORDINATE SYSTEM, SOUTH ZONE, NAD83(2011), DERIVED FROM OPUS.
 WATER PROTECTION STATEMENT: PURSUANT TO SDCL 11-3-8.1 AND 11-3-8.2, THE DEVELOPER OF THE PROPERTY DESCRIBED WITHIN THIS PLAT SHALL BE RESPONSIBLE FOR PROTECTING ANY WATERS OF THE STATE, INCLUDING GROUNDWATER, LOCATED ADJACENT TO OR WITHIN SUCH PROTECTIONS CONFORM TO AND FOLLOW ALL REGULATIONS OF THE SOUTH DAKOTA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES RELATING TO THE SAME.

FLOODPLAIN STATEMENT
 BASED ON THE FLOOD INSURANCE RATE MAP NUMBER 46033C0200F (NOT PRINTED), EFFECTIVE DATE JANUARY 6, 2012, INDICATES THE SUBJECT PROPERTY IS LISTED IN ZONE D.

- LEGEND**
- Denotes set 5/8" rebar with survey cap marked "Renner - Assoc. 9213".
 - Denotes Found Survey Monument marked LS 5906, unless otherwise noted.
 - (R) Denotes Recorded in previous plat or description.
 - (M) Denotes Measured in this survey.

Line #	Distance	Bearing
L1	40.55	S09° 47' 23"E
L2	33.69	S57° 21' 23"E
L3	321.73	S01° 54' 53"W
L4	30.00	N87° 43' 52"W
L5	497.70	S01° 54' 53"W
LB	15.00	N87° 43' 47"W



CERTIFICATE OF OWNERSHIP
 State of South Dakota
 County of Custer S.S.

We the undersigned do hereby certify that we are the owners of the land shown and described hereon, that the survey was done at our request for the purpose indicated hereon; that we do hereby approve the survey and within plot of said lands; and that the development of this land shall conform to all existing applicable zoning, subdivision, erosion and sediment control regulations.

Any land shown on the within plat as dedicated to public right-of-way is hereby dedicated to public use and public utility use as such, forever, but such dedication shall not be construed to be a donation of the fee of such land.
 In witness whereof, I have set my hand and seal.

OWNER: Preston Family, Inc.

By: _____
 On this _____ day of _____, 20____, before me, a Notary Public, personally appeared _____, known to me to be the person described in the foregoing instrument and acknowledged to me that he signed the same.

NOTARY PUBLIC: _____
 My commission expires: _____

CERTIFICATE OF TOWN FINANCE OFFICER
 I, Finance Officer of the Town of Hermosa, South Dakota, do hereby certify that the foregoing instrument is a true and correct copy of the resolution adopted by the Town Board of Hermosa, South Dakota, at a meeting held on the _____ day of _____, 20____.

HERMOSA FINANCE OFFICER: _____

CERTIFICATE OF DIRECTOR OF EQUALIZATION
 I, Director of Equalization for Custer County, do hereby certify that I have a copy of the within described plot in my office.

DIRECTOR OF EQUALIZATION: _____ DATE _____

CERTIFICATE OF HIGHWAY AUTHORITY
 The location of these lots meet the requirements of the county as it relates to access onto County roads.
 CUSTER COUNTY HIGHWAY AUTHORITY: _____ DATE _____

CERTIFICATE OF SURVEYOR
 State of South Dakota
 County of Pennington S.S.

I, Eric D. Howard, Registered Land Surveyor No. 9213 in the State of South Dakota, do hereby certify that at the request of the owners listed hereon, I have surveyed the tract of land shown, and to the best of my knowledge and belief, the within plot is a representation of said survey. Easements or restrictions of miscellaneous record or private agreements that are not known to me are not shown hereon.

In witness whereof, I have hereunto set my hand and seal.

Eric D. Howard, Registered Land Surveyor Date: _____



RESOLUTION OF GOVERNING BOARD
 Whereas, there has been presented to the Town Board of Hermosa, South Dakota, the within plot of the above described lands, and it appearing to the Board that said plan conforms to the existing plots of said town, that the streets set forth therein conform to the system of streets of the municipality, that all provisions of assessments upon the tract have been fully paid, and that said plot and the survey thereof have been executed according to law, now therefore, BE IT RESOLVED, that said plot is hereby approved in all respects.
 Dated at Hermosa, South Dakota, this _____ day of _____, 20____.

CERTIFICATE OF COUNTY TREASURER
 I, Treasurer for Custer County, do hereby certify that all taxes which are liens upon the within described properties have been fully paid according to the records of my office.
 TREASURER: _____ DATE _____

CERTIFICATE OF REGISTER OF DEEDS
 State of South Dakota
 County of Custer S.S.
 Filed this _____ day of _____, 20____, at _____ o'clock _____ M.
 In Book _____ of Plots, Page _____
 REGISTER OF DEEDS, CUSTER COUNTY Fee: \$ _____

**TOWN OF HERMOSA
RESOLUTION NO. 07-2021
RESOLUTION OF ANNEXATION**

WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, D & D Properties, LLC, a South Dakota Limited Liability Company has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION
LOCATED IN THE N1/2 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Heartland Storage Company, LLC, a South Dakota Limited Liability Company has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION
LOCATED IN THE SE1/4 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Clifford and Mary Shorb have petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 OF THE NE1/4 LOCATED IN SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Preston Family, Inc. a South Dakota Corporation has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM,
CUSTER COUNTY, SOUTH DAKOTA**

AND WHEREAS, the Town of Hermosa Board of Trustees held a public hearing concerning the foregoing petitions at its regular meeting held on August 3, 2021;

AND WHEREAS, the Town of Hermosa Board of Trustees set the hearing on the resolution to accept or reject the aforesaid petitions for annexation for August 17, 2021;

AND WHEREAS, the Town of Hermosa Board of Trustees conducted a hearing on the resolution to accept or reject the aforesaid petitions for annexation at its regular meeting on August 17, 2021 at 6:00 o'clock p.m.

AND WHEREAS, the aforesaid petitions for annexation have been signed by not less than three-fourths of the registered voters and by the owners of not less than three-fourths of the value of the territory sought to be annexed;

AND WHEREAS, the territory sought to be annexed is contiguous to the Town of Hermosa's current municipal boundary;

NOW, THEREFORE, BE IT RESOLVED by the Town of Hermosa Board of Trustees

That pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by D & D Properties, LLC, a South Dakota Limited Liability Company to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION
LOCATED IN THE N1/2 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Heartland Storage Company, LLC,, a South Dakota Limited Liability Company to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION
LOCATED IN THE SE1/4 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Clifford and Mary Shorb to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 OF THE NE1/4 LOCATED IN SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Preston Family, Inc. a South Dakota Corporation to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM,
CUSTER COUNTY, SOUTH DAKOTA**

Dated this 17th day of August, 2021

HERMOSA BOARD OF TRUSTEES:

President

ATTEST:

Finance Officer

154.02 Definitions

Accessory dwelling unit (ADU) is a smaller, independent residential dwelling unit located on the same lot as a stand-alone (i.e., detached) single-family home. ADUs go by many different names, including accessory apartments, secondary suites, granny flats, guest houses, mother-in-law apartments, in-law suites, casitas, etc. To be considered a legal suite, it must have its own entrance, kitchen, sleeping, and bathroom facilities. ADUs can be attached or detached. A suite attached to or contained within a principal dwelling unit. Allowed in R1 zones only. Required to be stationary and on a permanent foundation. No ADU/Tiny Home shall be placed within the town limits that was manufactured more than 20 years before the date of application. Main and ADU's/Tiny homes shall not cover more than 40% of the lot area. All such ADU's/Tiny homes shall be connected to public water and sewer systems. Shipping containers/Railroad cars and prefabricated items and structures originally built for purposes other than the storage of goods and materials are not permitted to be used. Lot will never be replated and is required to stay with main residence. Applicable to all adopted UBC Codes, ordinances and zoning regulations as stated in 155.30, 155.31, 155.32, 155.37 and 155.39.

Tiny House On Wheels, it is generally thought of as a small house, typically sized under 500 square feet. This style of tiny house is often referred to as a THOW (tiny house on wheels). The Town of Hermosa would consider a tiny house on wheels, legally a recreational vehicle (RV), A portable or mobile living unit used for temporary human occupancy away from the place of residence of the occupants, and not constituting the principal place of residence of the occupants, and subject to all ordinances, and zoning regulations as stated in ordinance 155.33.

Tiny houses on skids, are built on temporary structures – often beams or rails-just like mobile homes. Allowed in R2 zones only. They slid into position, where they stay until they need to be moved. When the time comes to move them, they're loaded onto a large truck or trailer and transported for you. The Town of Hermosa would consider a tiny house on skids, legally a recreational vehicle (RV), A portable or mobile living unit used for temporary human occupancy away from the place of residence of the occupants, and not constituting the principal place of residence of the occupants, and subject to all ordinances, and zoning regulations as stated in ordinance 155.33, but not limited to said ordinances.

Tiny Homes Stationary (homes on a foundation) would be considered an ADU, and applicable to all adopted UBC Codes, ordinances and zoning regulations as stated in 155.30, 155.31, 155.32, 155.37 and 155.39.

SUPPLEMENTARY REGULATIONS

155.54 Accessory Dwelling units

- A. One, and only one, accessory dwelling unit shall be allowed on any lot containing a single-family dwelling. An accessory dwelling unit shall not be allowed under this Section 10.814 on a lot that contains more than one dwelling unit. Both the ADU and the primary residence shall comply with state Building Code and Fire Code regulations for construction, minimum living space, fire exits and smoke alarms.
- B. Except as provided elsewhere in this Section 10.814, in order for a lot to be eligible for an accessory dwelling unit, the lot and all proposed structures and additions to existing structures shall conform to all zoning regulations as follows
- C. Any municipal regulation applicable to single family dwellings shall also apply to the combination of a principal dwelling unit and an accessory dwelling unit including, but not limited to, lot area, yards, open space, off-street parking, building coverage, and building height.

E. All accessory dwelling units shall comply with the following standards:

1. The principal dwelling unit and the accessory dwelling unit shall not be separated in ownership (including by condominium ownership).
2. Either the principal dwelling unit or the accessory dwelling unit shall be occupied by the owner of the dwelling as his or her principal place of residence. The owner shall provide documentation demonstrating to the satisfaction of the City that one of the units is his or her principal place of residence.
3. When the property is owned by one or more trusts, one of the dwelling units shall be the principal place of residence of the beneficiary (ies) of the trust(s).
4. Neither the principal dwelling unit nor the accessory dwelling unit shall be used for any business, except that the property owner may have a home occupation use in the unit that he or she occupies as allowed or permitted elsewhere in this Ordinance.

F. An attached accessory dwelling unit (AADU) shall comply with the following additional standards:

1. An interior door shall be provided between the principal dwelling unit and the accessory dwelling unit.
2. The accessory dwelling unit shall not have more than two bedrooms and shall not be larger than 750 sq. ft. gross floor area. For the purpose of this provision, gross floor area shall not include existing storage space, shared entries, or other spaces not exclusive to the accessory dwelling unit.
3. Any exterior changes to the single-family dwelling shall maintain the appearance of a single-family dwelling. If there are two or more doors in the front of the dwelling, one door shall be designed as the principal entrance and the other doors shall be designed to appear to be secondary.

G. A detached accessory dwelling unit (ADU) shall comply with the following additional standards:

1. In a General Residence district, the combination of the principal dwelling and the ADU shall comply with the minimum lot area per dwelling unit specified for the district.
2. The ADU shall not have more than two bedrooms and shall not be larger than 750 sq. ft. gross floor area; except that the maximum gross floor area shall be 1,000 sq. ft. if the lot area is 2 acres or more. Not covering more than 40% of available land.
3. The ADU shall be separated from the single-family dwelling by at least 20 feet.

H. Before granting a conditional use permit for an attached or detached ADU, the Planning Board shall make the following findings:

1. Exterior design of the ADU is consistent with the existing principal dwelling on the lot.
10.814.62 The site plan provides adequate and appropriate open space, landscaping and off-street parking for both the ADU and the primary dwelling.
2. The ADU will maintain a compatible relationship to adjacent properties in terms of location, design, and off-street parking layout, and will not significantly reduce the privacy of adjacent properties.

3. The AUD will not result in excessive noise, traffic, or parking congestion.

A certificate of use issued by the Planning Department is required to verify compliance with the standards of this Section, including the owner occupancy and principal residency requirements. Said certificate shall be issued by the Planning Department upon issuance of a certificate of occupancy by the Inspection Department.

Gail Boddicker

From: Lori Martinec <martinec@sdmunicipalleague.org>
Sent: Thursday, October 14, 2021 7:15 AM
To: Lori Martinec
Cc: Yvonne Taylor
Subject: FW: Local Ordinances
Attachments: LocalStateProcess_SouthDakota_10.01.21.pdf

Good morning,

Please see the email below and attached guidance document from Geno Adams at the Department of Health. He is the contact for matters concerning the state application process for the Medical Cannabis program. He mentions that they would like a copy of your ordinances. For those of you who have sent your ordinances to the SDML, those ordinances have been forwarded onto Geno, so you don't need to send them to DOH again, unless you've made changes to the ordinance.

Thanks,

Lori Martinec

SOUTH DAKOTA MUNICIPAL LEAGUE

Director of Research and Training
Martinec@sdmunicipalleague.org

208 Island Drive, Ft. Pierre, SD 57532
Tel | 605.224.8654 or 800.658.3633 Fax | 605.224.8655
<http://www.sdmunicipalleague.org>

This E-mail (including any attachments) is covered by the Electronic Communications Privacy Act, 18 USC Sections 2510-2521, as confidential and may be legally privileged. If you are not the intended recipient, you are hereby notified that any retention, dissemination, distribution, or copying of this communication is strictly prohibited. Please reply to the sender that you received the message in error, then delete it. Thank you.

From: Adams, Geno <Geno.Adams@state.sd.us>
Sent: Thursday, October 14, 2021 7:11 AM
To: Lori Martinec <martinec@sdmunicipalleague.org>
Subject: Local Ordinances

Good morning, Lori,

An integral part of the South Dakota medical cannabis program is the relationship and communication between the State of South Dakota and local jurisdictions around the state. Initiated Measure 26 put a lot of the authority in regulation of the medical cannabis industry in the hands of these local jurisdictions. The State is trying to work with these local jurisdictions to accommodate all varieties of ordinances that have and will be put into place governing medical cannabis establishments. In an effort to provide additional insight into the process and timing of state applications and local applications, the attached document was created describing some different scenarios that local jurisdictions may fall under with their specific ordinances.

One key to the success of this process is the communication between local jurisdictions and the State. If there are existing or new ordinances that local jurisdictions have created that have not been sent to the State, we would really appreciate seeing those. We are trying to keep track of numbers of establishments in each jurisdiction as well as other ordinance measures.

Ordinances can be sent to geno.adams@state.sd.us.

As this is a new program, we are all learning together! We have appreciated the many conversations we have already had with local leaders as well as with the municipal league and look forward to future conversations that help make this program a success statewide!

Thanks!



GENO ADAMS

Medical Cannabis Program Administrator | *Division of Health Care
Access & Quality & Health Protection*

SOUTH DAKOTA DEPARTMENT OF HEALTH

605.773.6697 | 600 E Capitol Ave, Pierre | doh.sd.gov



Order a FREE AT-HOME COVID-19 TEST

Confidentiality Note: The information contained in this e-mail is confidential or privileged material and is intended only for use by the individual or entity to whom they are addressed. Use or distribution of the information contained in this document by any other individual or entity not intended to receive this is strictly prohibited. If you have received this e-mail in error, please notify the sender thereof and delete the message. South Dakota Department of Health.



The purpose of this document is to provide direction on the Department of Health's anticipated treatment of medical cannabis establishment applications in relation to any municipality or county with ordinances pertaining to licensure of these establishments.

IM 26, now codified at SDCL Ch. 34-20G, places a considerable amount of authority with municipal and county governments regarding medical cannabis establishments and licensure of the same. Many cities and counties have enacted zoning and other ordinances dictating the issuance of licenses for a medical cannabis establishment.

The provisions of SDCL Ch. 34-20G empower municipal and county governments to regulate medical cannabis establishments in various areas. Local jurisdictions may limit the number of medical cannabis establishments within their jurisdiction, with the limitation that no local government may prohibit a dispensary. See SDCL 34-20G-56 & 34-20G-59. Additionally, local governments may enact ordinances governing the time, place, and manner in which establishments conduct business. See SDCL 34-20G-58. The provisions of SDCL Ch. 34-20G also contemplate licensure, permits, or registrations issued to medical cannabis facilities by local jurisdictions. See SDCL 34-20G-60.

The department has promulgated administrative rules pursuant to SDCL § 34-20G-72 instructing establishments on the process and criteria the state will use in reviewing medical cannabis establishment applications. See ARSD 44:90:03. Once the department receives a complete application for a medical cannabis establishment registration certificate, the department must approve or reject the application within 90 days. See SDCL 34-20G-55. An establishment application must contain a sworn statement from the municipality or county that the applicant is in compliance with the local government's zoning ordinances for medical cannabis establishments. See ARSD 44:90:03:10. If the municipality or county has not passed any such ordinances, then the application must contain a sworn statement from the local government to that effect. SDCL 34-20G-55(1)(d). An establishment application must also contain copies of any local license, permit, or registration required by a local jurisdiction. See ARSD 44:90:03:11. If the municipality or county has not passed any such ordinances requiring licensure, permits, or registration for medical cannabis establishments in that jurisdiction, the applicant must submit a certification that no such license, permit, or registration is required for the application.

The administrative rules also prescribe a timeline for the receipt of initial applications in ARSD 44:90:03:12. There are three potential scenarios for initial applications:

Scenario 1

If a municipality or county has an ordinance in effect prior to October 1, 2021 that limits the number of medical cannabis establishments permitted in the municipality or county, initial applications must be submitted to the department by **November 1, 2021**. However, if a municipality or county has not yet made determinations on local license applications by November 1, the department will consider any timely application received from that

jurisdiction as incomplete due to the lack of a certification of compliance from the local government. This will allow the department to hold applications pending a certification from the municipality or county, which can be submitted once the municipality or county has finished the local government's process. Once the application is deemed complete, the department has 90-days to issue a registration certificate to a medical cannabis establishment. SDCL 34-20G-55.

Scenario 2

If a municipality or county has an ordinance which goes into effect **on or after October 1, 2021** that limits the number of medical cannabis establishments permitted in the municipality or county, initial applications must be submitted to the department within 90-days of the effective date of the ordinance. However, if a municipality or county has not yet made determinations on local license applications prior to the expiration of the 90-day application deadline, the department will consider any timely application received from that jurisdiction as incomplete due to the lack of a certificate of compliance from the local government. As in Scenario 1, the department will hold applications pending local certification. Once the application is deemed complete, the department has 90-days to issue a registration certificate to a medical cannabis establishment. SDCL 34-20G-55.

Scenario 3

If a municipality or county does not have an ordinance that limits the number of medical cannabis establishments permitted in the municipality or county, initial applications will be accepted on a rolling basis. However, as in Scenarios 1 and 2, the application will still be considered incomplete until a sworn statement of compliance with local zoning laws is completed by the local government. In addition, to complete the establishment application, the application must contain either a copy of any locally required licenses, permits, or registrations, or a certification from the local government that no ordinances requiring a local license, permit, or registration are in effect in the jurisdiction. Once the application is deemed complete, the department has 90-days to issue a registration certificate to a medical cannabis establishment. SDCL 34-20G-55.

As to logistics of when the applicant submits an initial application to the department or the local government, the department anticipates multiple options and there is no rule or law at the state level dictating where the applicant applies first. Therefore, it is plausible that an applicant may submit the application first to the local government, possibly receive a local license, and then apply to the department with the local license serving as the local government's endorsement of that applicant. See ARSD 44:90:03:15. Alternatively, the applicant may apply to the department first, receive a license, and then apply to the local government. Unless there is stated preference or an ordinance dictating the order of the applications, the applicant will not be mandated to apply to one before the other.

No matter what order the application is made, the application to the state must contain a certification of compliance from the local government. Therefore, even if an application is submitted to the state prior to being submitted to the local government, the local government will still have to certify compliance before the state will deem that application as complete.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

FYI

October 8, 2021

President Dan Holsworth
Town Of Hermosa
PO BOX 298
Hermosa, SD 57744-0298

Dear President Holsworth:

On October 22, 2021, the enclosed public notices will appear in all the South Dakota daily newspapers. The proposed general permits contain the requirements of an air quality operating permit and waste management requirements for used oil in one document for crushers and asphalt plants.

State law requires the Department of Agriculture and Natural Resources to notify every municipality, county, and Indian tribe upon public noticing a general permit. This notice is required to ensure that the local governmental entities and citizens affected by the general permit are given an opportunity to comment. Copies of the proposed general permits can be found on the DANR One-Stop List of Current Public Notices located at <https://danr.sd.gov/public/default.aspx>. By doing so, the Department will be aware of any questions, concerns, comments or support that the public has regarding this permit.

Any person wishing to submit comments must do so in writing. The Department must receive all public comments at the above address within thirty (30) days after publication of this Public Notice.

Questions regarding the proposed permit may be directed to Thomas Cline, Bret Graves, or myself at the address above or by calling 1-800-438-3367.

Sincerely,

Michael G. Erickson
Environmental Scientist

Enclosure

**NOTICE of RECOMMENDATION for the RENEWAL of the
GENERAL PERMIT TO OPERATE UNDER THE AIR QUALITY
OPERATING PERMIT PROGRAM FOR NSPS HOT MIX ASPHALT
FACILITIES IN SOUTH DAKOTA**

By the South Dakota Department of Agriculture and Natural Resources:

The Secretary of the department is proposing to renew a general air quality permit for hot mix asphalt facilities to operate throughout the State of South Dakota. This permit will apply to hot mix asphalt facilities covered by the federal New Source Performance Standards (any hot mix asphalt facility that commences construction or modification after 11 June 1973).

The proposed general permit identifies who may seek coverage under the permit, and describes the equipment and processes used at the facility, air pollution limitations, waste oil requirements, compliance responsibilities, procedures for proposing operational changes, and general requirements. Combining air quality and waste oil requirements into one permit is another attempt by the department to streamline environmental permitting in South Dakota and to provide better service to all our customers. The general permit will be effective for five years upon its issuance.

To obtain coverage under the combined general permit, the applicant must submit a Notice of Intent form and a Certification of Applicant form to the department. The Notice of Intent describes the operation, the equipment, and the location that will be covered under this permit. The department will review the information contained in the Notice of Intent to determine if the applicant is qualified to be covered under the general permit. If the applicant is qualified, coverage under the general permit will be authorized. If the applicant is not qualified, the applicant will be required to obtain individual air quality and waste management permits.

All material concerning the general permit is available for inspection at the Department of Agriculture and Natural Resources Minerals and Mining Program at 523 East Capitol, Joe Foss Building, Pierre, South Dakota 57501.

In accordance with the Administrative Rules of South Dakota, Chapter 74:36:05:20.01 (air quality) the Secretary's recommendation will become final thirty (30) days after publication of this notice, and the proposed general permit will be issued unless a petition to initiate a contested case hearing is filed.

Any person desiring to comment on or to contest the Secretary's recommendation for the conditional issuance of this permit must file the comments or a petition to initiate a contested case hearing which complies with ARSD 74:09 within 30 days of the publication date of this notice. Comments and petitions must be filed with the Department of Agriculture and Natural Resources, Minerals and Mining Program, Joe

Foss Building, Pierre, South Dakota 57501. Upon receipt of a petition, the department will schedule this matter for a contested case hearing before the Board of Minerals and Environment. Copies of the Secretary's recommendation and other information may be obtained from the One Stop Public Notice web page at <https://danr.sd.gov/public/default.aspx> or Thomas Cline, Bret Graves, or Michael Erickson at the address above or by calling 1-800-GET-DENR (1-800-438-3367).

Hunter Roberts, Secretary
Department of Agriculture and Natural Resources

Published once at the total approximate cost of _____.

**NOTICE of RECOMMENDATION for the RENEWAL of the
GENERAL PERMIT TO OPERATE UNDER THE AIR QUALITY
OPERATING PERMIT PROGRAM FOR SIP HOT MIX ASPHALT
FACILITIES IN SOUTH DAKOTA**

By the South Dakota Department of Agriculture and Natural Resources:

The Secretary of the department is proposing to renew a general air quality permit for hot mix asphalt facilities to operate throughout the State of South Dakota. This permit will apply to hot mix asphalt facilities covered by the State Implementation Plan (SIP) - any hot mix asphalt facility that commenced construction or modification prior to 11 June 1973.

The proposed general permit identifies who may seek coverage under the permit, and describes the equipment and processes used at the facility, air pollution limitations, waste oil requirements, compliance responsibilities, procedures for proposing operational changes, and general requirements. Combining air quality and waste oil requirements into one permit is another attempt by the department to streamline environmental permitting in South Dakota and to provide better service to all our customers. The general permit will be effective for five years upon its issuance.

To obtain coverage under the combined general permit, the applicant must submit a Notice of Intent form and a Certification of Applicant form to the department. The Notice of Intent describes the operation, the equipment, and the location that will be covered under this permit. The department will review the information contained in the Notice of Intent to determine if the applicant is qualified to be covered under the general permit. If the applicant is qualified, coverage under the general permit will be authorized. If the applicant is not qualified, the applicant will be required to obtain individual air quality and waste management permits.

All material concerning the general permit is available for inspection at the Department of Agriculture and Natural Resources Minerals and Mining Program at 523 East Capitol, Joe Foss Building, Pierre, South Dakota 57501.

In accordance with the Administrative Rules of South Dakota, Chapter 74:36:04:13 (air quality) the Secretary's recommendation will become final thirty (30) days after publication of this notice, and the proposed general permit will be issued unless a petition to initiate a contested case hearing is filed.

Any person desiring to comment on or to contest the Secretary's recommendation for the conditional issuance of this permit must file the comments or a petition to initiate a contested case hearing which complies with ARSD 74:09 within 30 days of the publication date of this notice. Comments and petitions must be filed with the Department of Agriculture and Natural Resources, Minerals and Mining Program, Joe

Foss Building, Pierre, South Dakota 57501. Upon receipt of a petition, the department will schedule this matter for a contested case hearing before the Board of Minerals and Environment. Copies of the Secretary's recommendation and other information may be obtained from the One Stop Public Notice web page at <https://danr.sd.gov/public/default.aspx> or Thomas Cline, Bret Graves, or Michael Erickson at the address above or by calling 1-800-GET-DENR (1-800-438-3367).

Hunter Roberts, Secretary
Department of Agriculture and Natural Resources

Published once at the total approximate cost of _____.

**NOTICE of RECOMMENDATION for a
COMBINED AIR QUALITY OPERATING PERMIT
for NONMETALLIC MINERAL PROCESSING PLANTS**

By the South Dakota Department of Agriculture and Natural Resources:

The Secretary of the department is proposing to issue a combined general air quality permit for nonmetallic mineral processing plants to operate throughout the State of South Dakota. This permit will apply to nonmetallic mineral processing plants subject to Title V permitting in South Dakota. This permit will replace the previous combined general permit.

The proposed general permit identifies who may seek coverage under the permit, and describes the equipment and processes used at the facility, air pollution limitations, waste oil requirements, compliance responsibilities, procedures for proposing operational changes, and general requirements. Combining air quality and waste oil requirements into one permit is another attempt by the department to streamline environmental permitting in South Dakota and to provide better service to all our customers. The general permit will be effective for five years upon its issuance.

To obtain coverage under the combined general permit, the applicant must submit a Notice of Intent form and a Certification of Applicant form to the department. The Notice of Intent describes the operation, the equipment, and the location that will be covered under this permit. The department will review the information contained in the Notice of Intent to determine if the applicant is qualified to be covered under the general permit. If the applicant is qualified, coverage under the general permit will be authorized. If the applicant is not qualified, the applicant will be required to obtain individual air quality and waste management permits.

All material concerning the general permit is available for inspection at the Department of Agriculture and Natural Resources Minerals and Mining Program at 523 East Capitol, Joe Foss Building, Pierre, South Dakota 57501.

In accordance with the Administrative Rules of South Dakota, Chapter 74:36:05:20.01 (air quality) the Secretary's recommendation will become final thirty (30) days after publication of this notice, and the proposed general permit will be issued unless a petition to initiate a contested case hearing is filed.

Any person desiring to comment on or to contest the Secretary's recommendation for the conditional issuance of this permit must file the comments or a petition to initiate a contested case hearing which complies with ARSD 74:09 within 30 days of the publication date of this notice. Comments and petitions must be filed with the Department of Agriculture and Natural Resources, Minerals and Mining Program, Joe

Foss Building, Pierre, South Dakota 57501. Upon receipt of a petition, the department will schedule this matter for a contested case hearing before the Board of Minerals and Environment. Copies of the Secretary's recommendation and other information may be obtained from the One Stop Public Notice web page at <https://danr.sd.gov/public/default.aspx> or Thomas Cline, Bret Graves, or Michael Erickson at the address above or by calling 1-800-GET-DENR (1-800-438-3367).

Hunter Roberts, Secretary
Department of Agriculture and Natural Resources

Published once at the total approximate cost of _____.

