

APPLICATION FOR SECTION LINE RIGHT-OF-WAY

____ **Vacation**

____ **Relocation**

APPLICANT/AGENT: _____ DAYTIME PHONE: _____

ADDRESS: _____
Mailing Address City, State Zip

LANDOWNER(S): _____ DAYTIME PHONE: _____

ADDRESS: _____
Mailing Address City, State Zip

ENGINEER: _____

LEGAL DESCRIPTION: _____

SIGNATURES OBTAINED AND REVIEWED BY THE AUDITOR: _____

PURPOSE OF REQUEST: _____

CURRENT ZONING: _____

ADDRESS OF PROPERTY: _____

LANDMARK LOCATION: _____

SIGNATURE OF APPLICANT OR AGENT

SIGNATURE OF LANDOWNER(S)

Subscribed and sworn to before me this _____
day of _____, 20____.

Subscribed and sworn to before me this _____
day of _____, 20____.

Notary Public for the State of South Dakota

Notary Public for the State of South Dakota

My Commission Expires: _____

My Commission Expires: _____

**PENNINGTON COUNTY
PLANNING DEPARTMENT**

315 St. Joseph Street, Suite 118
Rapid City, SD 57701
(605) 394-2186

**VACATION or
RELOCATION OF
SECTION LINE
RIGHT-OF-WAY**

Application Fee: \$350.00

1. Discuss the proposed Section Line vacation/relocation with the Planning and Zoning Department. Obtain and complete an application and submit the application along with all additional information as required. You will also be responsible for all fees/costs listed below.
2. Provide the Planning Department staff with a legal description of the property involved in the application. A staff member will assist you in completion of the application which is to be signed by the owner(s) of all properties involved. A Vacation Instrument prepared by a registered professional engineer or land surveyor and marked "Exhibit A" and three copies thereof must be submitted with the application.
3. A nonrefundable fee of \$350.00 must be submitted with the application. The fee includes: \$158.00 for administration costs plus \$192.00 for publication costs. If for any reason the publication cost exceeds the base rate listed above, you will be notified and expected to pay the additional sum before publication occurs. In addition, a filing fee of \$10.00 for the first page and \$2.00 for each additional page shall be paid to the Pennington County Register of Deeds at the time of filing any required document.
4. Per SDCL §31-3-6, a petition signed by the number of voters equal to or greater than one (1) percent of the ballots cast for the last gubernatorial election in Pennington County shall be submitted along with the application. The petition will need to have "Exhibit B" placed in the top heading. The voter signatures will need to be reviewed and verified by the Pennington County Auditor prior to filing the application with the Planning and Zoning Department.
5. Upon receiving the required fees and documentation listed in paragraphs 1-4 above, a Resolution of Vacation (only) or Vacation and Relocation will be drawn up by the Planning Department and the item will be placed on the agenda for the next regularly scheduled Board of Commissioners Meeting.
6. The Planning and Zoning Department will review the item and make a recommendation to the Board of Commissioners. If approved by the Commission, the Resolution, along with "Exhibit A", shall be filed at the Register of Deeds' Office.