

RESOLUTION NO. 24-19

A RESOLUTION TO VACATE A PRIVATE ROAD LOCATED IN LOTS 2 AND 3 OF BES SUBDIVISION IN THE CITY OF BOX ELDER, PENNINGTON COUNTY, SOUTH DAKOTA

WHEREAS, the City of Box Elder has received a valid petition to vacate the remainder of an unnamed private road within the jurisdiction of the City of Box Elder, South Dakota by the owners of the properties adjoining the private road proposed to be vacated and approved the related plat described below:

Lot 2 and 3 of BES Subdivision (formerly Lot A of Lots 3,4, and 5 of Block 1 of Lot A of the SE¼ of Section 19, and Lot A, Lot B, Lot C, and Lot D of Revision of Portion of Subdivision of Lot A of the SE¼ of Section 19, and Adjacent Private Road) Located in the W½ SE¼ of Section 19, Township 2 North, Range 9 East of the Black Hills Meridian, Box Elder, Pennington County, South Dakota; and

WHEREAS, the depiction of said portions of now vacated private road easement on previous county and local maps separated the area of the private road from the parcels served by the private road easement; and

WHEREAS, the Common Council of the City of Box Elder deems to vacate the private road easement as shown in Exhibit A and clarify that the zoning of the portions of the private road easement shall be changed without further action to the zoning of the property to which ownership of the vacated private road attaches as shown in Exhibit B.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Box Elder, that vacation of the within described private road easement and clarification of the applicable zoning of the described portions of vacated private road be hereby approved and the Mayor of the City of Box Elder hereby authorized to endorse this resolution and certify its correctness.

PASSED, APPROVED AND ADOPTED this 17 day of December, 2024.

Larry Larson, Mayor

ATTEST:

Renee Baker, Acting Finance Officer



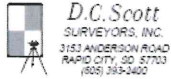
ATTESTATION

I, Chaz Kokesh, the City Clerk of the City of Box Elder, South Dakota, do hereby attest and state the above resolution was published on December 26, 2024 in the manner required by law and that all procedures required by the State of South Dakota law were complied with. This resolution shall become effective on the twentieth day after its publication, that date being: January 15, 2025.

Chaz Kokesh
Chaz Kokesh, City Clerk

**CITY OF BOX ELDER RESOLUTION NO. 24-19
EXHIBIT A**

SHEET 1 OF 2 SHEETS



SURVEY PLAT OF

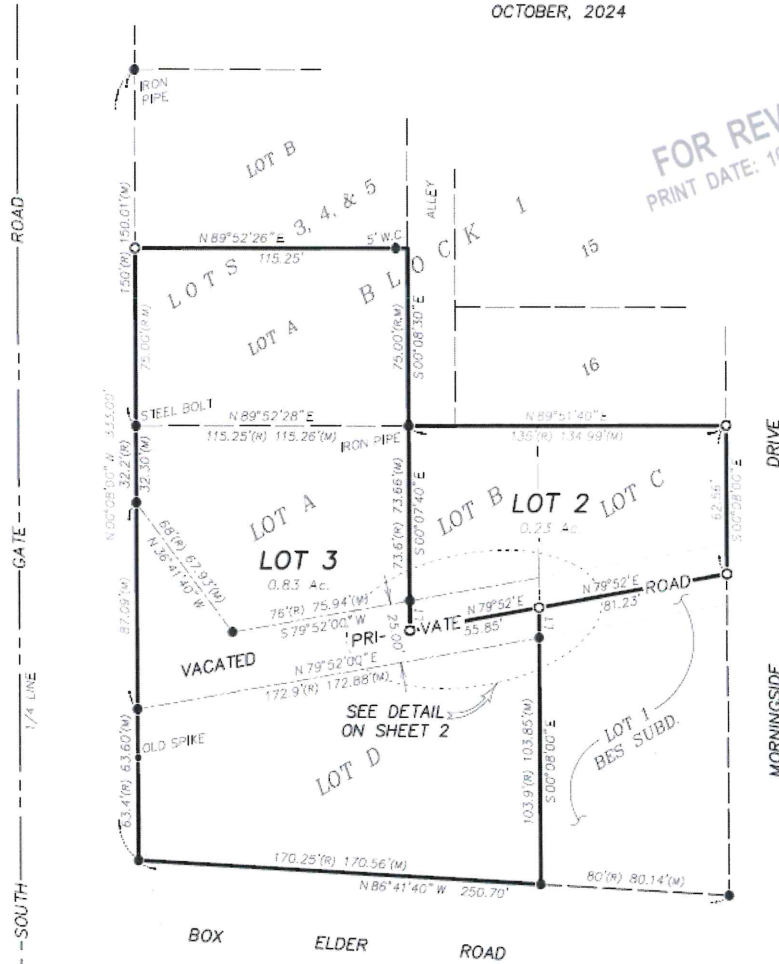
- LOT 2 AND LOT 3 OF BES SUBDIVISION -

(FORMERLY LOT A OF LOTS 3, 4 AND 5 OF BLOCK 1 OF LOT A OF THE SE ¼ OF SECTION 19,
AND LOT A, LOT B, LOT C, AND LOT D OF REVISION OF PORTION OF SUBDIVISION
LOT A OF THE SE ¼ OF SECTION 19, AND ADJACENT PRIVATE ROAD)
LOCATED IN THE W ½ SE ¼ OF SECTION 19,
TOWNSHIP 2 NORTH, RANGE 9 EAST OF THE BLACK HILLS MERIDIAN,
BOX ELDER, PENNINGTON COUNTY, SOUTH DAKOTA.

OCTOBER, 2024



FOR REVIEW
PRINT DATE: 10 / 29 / 2024

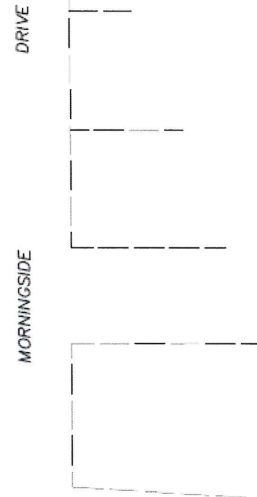


LEGEND

- FOUND PROPERTY BOUNDARY MONUMENT, IRON ROD WITH CAP STAMPED "SCOTT 4897" UNLESS OTHERWISE NOTED.
- SET 3/8" IRON ROD WITH CAP STAMPED "DEAN SCOTT 4897"
- (M) MEASURED THIS SURVEY.
- (R) DIMENSION OF RECORD.
- W.C. WITNESS CORNER

LINE TABLE

LT N 00°08'00" W
12.69'



**CITY OF BOX ELDER RESOLUTION NO. 24-19
EXHIBIT B**



SURVEY PLAT OF

- LOT 2 AND LOT 3 OF BES SUBDIVISION -

(FORMERLY LOT A OF LOTS 3, 4 AND 5 OF BLOCK 1 OF LOT A OF THE SE 1/4 OF SECTION 19,
AND LOT A, LOT B, LOT C, AND LOT D OF REVISION OF PORTION OF SUBDIVISION OF
LOT A OF THE SE 1/4 OF SECTION 19, AND ADJACENT PRIVATE ROAD)
LOCATED IN THE W 1/2 SE 1/4 OF SECTION 19,
TOWNSHIP 2 NORTH, RANGE 9 EAST OF THE BLACK HILLS MERIDIAN,
BOX ELDER, PENNINGTON COUNTY, SOUTH DAKOTA.

OCTOBER, 2024

SHEET 1 OF 2 SHEETS



General Residential 4 (GR4) zoning district:
That portion of vacated private road located
in Lot 2 of BES Subdivision (formerly Lot B
and Lot C of Revision of Portion of
Subdivision of Lot A of the SE 1/4 of Section
19, and Adjacent Private Road) Located in
the W 1/2 SE 1/4 of Section 19, Township 2
North, Range 9 East of the Black Hills
Meridian, Box Elder, Pennington County,
South Dakota.

LEGEND

- FOUND PROPERTY BOUNDARY MONUMENT, IRON ROD WITH CAP STAMPED "SCOTT 4897" UNLESS OTHERWISE NOTED.
- SET 1/2" IRON ROD WITH CAP STAMPED "DEAN SCOTT 4897"
- (M) MEASURED THIS SURVEY.
- (R) DIMENSION OF RECORD.
- W.C. WITNESS CORNER.

LINE TABLE

L1 N00°08'00"W
12.69'

Highway Service (HS) zoning district:
That portion of vacated private road
located in Lot 3 of BES Subdivision
(formerly Lot A of Lots 3, 4, and 5 of
Block 1 of Lot A of the SE 1/4 of Section
19, and Lot A and Lot D of Revision of
Portion of Subdivision of Lot A of the
SE 1/4 of Section 19, and Adjacent
Private Road) Located in the W 1/2
SE 1/4 of Section 19, Township 2 North,
Range 9 East of the Black Hills
Meridian, Box Elder, Pennington
County, South Dakota.

