

RESOLUTION NO. 2019-08

A RESOLUTION OF THE CITY OF ALCESTER TO ADJUST THE CURRENT RATES CHARGED FOR WASTEWATER DISCHARGE INTO THE CITY'S SEWER SYSTEM

WHEREAS, the City of Alcester owns and operates a sanitary sewer system pursuant to SDCL Chapter 9-48; and

WHEREAS, the Alcester City Council may, by resolution and pursuant to Ordinance 8.0103 of the Revised Municipal Ordinances, City of Alcester (2014), set rates for the use of utilities; and

WHEREAS, it is necessary to adjust the monthly residential rate charged for sewer use to \$ 18.90 per 2,000 gallons, or major fraction thereof, of the average monthly water metered to the user during the January and February monthly billing periods for residential users and each month for major residential users except as hereinafter provided, and to establish a minimum monthly charge of \$ 18.90 per month; and


WHEREAS, it is necessary that, in the event a customer experiences three consecutive months of increased water usage, not due to watering, the sewer rate be adjusted;

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council in and for the City of Alcester, Union County, South Dakota as follows:

- 1) The monthly residential rate charged for sewer use shall be \$ 18.90 per 2,000 gallons, or major fraction thereof, of the average monthly water metered to the user during the January and February monthly billing periods for residential users and each month for major residential users except as hereinafter provided. The minimum monthly charge shall be \$ 18.90 per month.
- 2) In the event a customer experiences three consecutive months of increased water usage, not due to watering, the sewer rate be adjusted.
- 3) The effective date of the above rate adjustment shall be January 1, 2020.

Dated this 4 day of November, 2019.

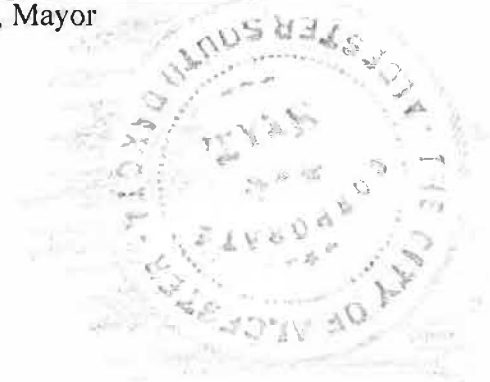
CITY OF ALCESTER


Thomas Glas, Mayor

ATTEST:


Patricia R. Jurens, Finance Officer

Date of Adoption: November 4, 2019
Date of Publication: December 26, 2019
Effective Date: January 1, 2020



RESOLUTION NO. 2019-05

A RESOLUTION OF THE CITY OF ALCESTER TO LEVY A SPECIAL ASSESSMENT FOR THE ABATEMENT OF A NUISANCE WITHIN THE CITY PURSUANT TO SDCL 21-10-6 AND FOR THE CONSTRUCTION OF A SIDEWALK PURSUANT TO SDCL 9-46-5

WHEREAS, SDCL 21-10-6 provides that a municipality may tax the cost of abating a public nuisance against the property on which the nuisance occurred by special assessment; and

WHEREAS, the City of Alcester filed an action to abate a public nuisance against the property owners of 306 Iowa Street, Alcester, Union County, South Dakota, Parcel ID: 01.01.08.1015, and legally described as follows:

The South Half (S 1/2) of Lot Four (4) in Block Eight (8) of City of Alcester, Union County, South Dakota, according to the recorded plat thereof; and

WHEREAS, the City of Alcester obtained a default judgment against the property owners of said property which declared the property a public nuisance and ordered that the City may assess costs incurred to abate the public nuisance; and

WHEREAS, the total costs incurred to abate the nuisance amounted to 3,644.96;

WHEREAS, in addition to abating the public nuisance described above, the City constructed a sidewalk on said property in accordance with SDCL 9-46-4; and

WHEREAS, the City may assess the costs of the construction of the sidewalk on said property pursuant to SDCL 9-46-5; and

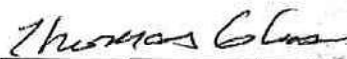
WHEREAS, the total costs incurred in construction of the sidewalk amounted to \$654.00

WHEREAS, the City desires the costs above be collected by the Union County Auditor's office on the City's behalf and in accordance with state statute,

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council that the aforementioned property be assessed in the amount of \$4,298.96

Dated this 2 day of October, 2019.

CITY OF ALCESTER


Thomas Glas, Mayor

ATTEST:

Patricia Jurens, Finance Officer

Date of Adoption: 10/2/19
Date of Publication: 10/17/19
Effective Date: 10/17/19

RESOLUTION NO. 2019-07

A RESOLUTION OF THE CITY OF ALCESTER TO AUTHORIZE PARKING ON THE EAST AND WEST SIDES OF IOWA STREET BETWEEN 5TH AND 6TH STREETS AND ON THE NORTH AND SOUTH SIDES OF 5TH STREET BETWEEN IOWA STREET AND HIGHWAY 11

WHEREAS, the Alcester City Council may, by resolution and pursuant to Ordinance 7.0503 of the Revised Municipal Ordinances, City of Alcester (2014), designate any street for parking zones; and

WHEREAS, the council finds it in the public interest to allow parking on both the east and west sides of Iowa Street between 5th and 6th Streets; and

WHEREAS, the council finds it in the public interest to allow parking on both the north and south sides of 5th Street between Iowa Street and Highway 11;

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council in and for the City of Alcester, Union County, South Dakota as follows:

Parking is hereby permitted on both the east and west sides of Iowa Street between 5th and 6th Streets;

Parking is hereby permitted on both the north and south sides of 5th Street between Iowa Street and Highway 11;

Proper signage may be purchased, erected or removed as necessary to permit such parking.

Dated this 2 day of October, 2019.

CITY OF ALCESTER

Thomas Glas
Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: 10/2/19

Date of Publication: 10/17/19

Effective Date: 10/17/19



City of Alcester, South Dakota
Resolution # 2019-06

A resolution of the City of Alcester Declaring Support and Adoption of the Union County Pre-Disaster Hazard Mitigation Plan Update, dated 2019.

WHEREAS, the Alcester City Council supports the contents of the Union County Pre-Disaster Hazard Mitigation Plan Update; and

WHEREAS, the Union County Pre-Disaster Hazard Mitigation Plan Update will be utilized as a guide for planning related to FEMA Hazard Mitigation and other purposes as deemed appropriate by the City of Alcester.

NOW THEREFORE BE IT RESOLVED, that the City of Alcester City Council hereby adopts, supports and will facilitate the implementation of the Union County Pre-Disaster Hazard Mitigation Plan Update.

Dated this 2 day of October, 2019.

CITY OF ALCESTER

Thomas Glas
Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: 10/2/19
Date of Publication: 10/17/19
Effective Date: 10/17/19



ORDINANCE NO. 2019-08

AN ORDINANCE ESTABLISHING THE PLEASANT HILL MUNICIPAL CEMETERY AND CREATING POLICIES REGARDING THE SAME

Section I

The City Council of the City of Alcester (hereinafter “council”) has deemed it in the public interest for the City of Alcester to assume all assets and liabilities of the present Pleasant Hill Cemetery Association of Alcester, South Dakota. With the effective date of this Ordinance the City of Alcester hereby accepts all assets and liabilities of the Pleasant Hill Cemetery Association, and hereby designates Pleasant Hill Cemetery as a Municipal Cemetery pursuant to SDCL 9-32-13. All rules, regulations, bylaws, and fees shall continue in effect until modified or changed by resolution of the Alcester City Council.

Section II Pleasant Hill Cemetery

The Cemetery owed by the City shall continue to be known and designated as the Pleasant Hill Cemetery (hereinafter “cemetery”). For reference, Pleasant Hill Cemetery is located within the municipal boundaries of the City of Alcester and is legally described as follows:

The South 575 feet of the East 622.5 feet of the Southwest Quarter (SW 1/4), Section Twenty-Two (22), Township Ninety-Five (95) North, Range Forty-Nine (49), West of the 5th Prime Meridian, Union County, South Dakota

and

Anderson Tract One (1) of the Southeast Quarter of the Southwest Quarter (SE 1/4, SW 1/4), Section Twenty-Two (22), Township Ninety-Five (95) North, Range Forty-Nine (49), West of the 5th Prime Meridian, Union County, South Dakota

Section III Control of cemetery vested in Alcester City Council

The control of Pleasant Hill Cemetery shall be vested in the city council, who may employ a sexton and other laborers as necessary. The council may delegate the day to day supervision and maintenance of the cemetery to the sexton or to such city department employees as may be necessary. The council may establish or modify rates, fees, prices, policies, procedures and rules governing the operation, maintenance and use of the cemetery.

Section IV Sexton of Pleasant Hill Cemetery

A Sexton may be hired by the council by majority vote. If a Sexton is not hired, the council may contract for the services to be otherwise provided by the Sexton.

Section V Duties of Sexton

The Sexton shall have general supervision and care of the cemetery. He/She shall be responsible for the cutting of grass, removal of snow, maintenance of cemetery assets and equipment, and supervision of additional personnel hired, at the council's discretion, to assist with the maintenance of the cemetery. The Sexton shall coordinate with funeral homes, funeral directors, and grave diggers for the marking and digging of graves. The Sexton may delay burials due to weather or frozen ground. The Sexton shall also be responsible for the maintenance of all burial records. The Sexton shall have charge of all disinterments and shall perform such other duties as directed by rule or action of the Council.

Section VI Designation of Portions to be Platted; Determination of Prices and Conditions for Sale of Lots; Current Prices for Lots; Payment for and Conveyance of Lots

The Council shall, by resolution, determine the portions of the cemetery to be platted and laid out and the prices for which the lots and parcels are to be sold and the limitations and conditions under which such sales are to be made. Until otherwise changed by resolution of the Council, grave lot charges shall be as follows:

A. Adult grave/single plot:	\$ 800.00
B. Single plot for two cremation burials:	\$1,200.00
C. Single plot for one cremation and one traditional burial:	\$1,200.00
D. Internment fee:	\$ 250.00
E. Monument placement fee per name on monument:	\$ 225.00

The Finance Officer shall upon payment in full for a lot, deliver to the purchaser thereof a proper conveyance executed by the Finance Officer or Sexton and attested by the Finance Officer under the seal of the City.

Section VII Records to be Maintained by Sexton and Finance Officer

The Sexton shall keep a record to be furnished and owned by the city in which the Sexton shall record the decedent's name and age (if available), and the number of the lot and block of the decedent's burial. The finance officer shall keep a record of the sale of lots, and of the monies, income, expenses, and assets of the cemetery. All cemetery records shall be maintained at the finance office.

Section VIII Cemetery Operations and Maintenance Fund

The finance officer shall establish the cemetery maintenance fund with assets assumed from the Pleasant Hill Cemetery Association. The purpose of this fund shall be to provide for the operating and capital expenses of the cemetery, including the payment of the Sexton and additional employees as may be hired to maintain the cemetery. All funds derived from the sale of lots, burials, interments and any other operations of the cemetery shall be credited to the Cemetery Operations and Maintenance Fund. Monies from said fund shall not be used only for the operations and maintenance of the cemetery, and shall not be moved from said fund except in the event the Council chooses to establish a Perpetual Care Fund in accordance with South Dakota Codified Law or a fund established for the future acquisition of real property for use by the cemetery.

Section IX Rules and Regulations

Rules and regulations shall apply to the cemetery operation as follows:

- A. Only one (1) adult body shall be permitted in a single interment adult grave except in the case of a mother and her infant in which case special permission must be obtained from the Sexton or the finance officer. Up to two (2) cremains containers shall be permitted in an adult grave and may be with a ground level marker.
- B. Written permission of the lot owner must be filed with the Sexton for burial of a person other than a member of the immediate family or relative of the lot owner.
- C. No disinterment shall be permitted except by proper authority.
- D. Lot sizes shall be four (4) feet wide by sixteen (16) feet long. Adult graves shall be located at least six inches (6") within the lot boundaries and shall be dug to a depth of at least six (6) feet and in a manner which provides for a minimum of forty inches (40") of soil cover as required in Rule N below. No double interments shall be permitted except in the case of a parent and child aged two (2) or under.

E. No sale, resale, assignment, or transfer of a lot shall be not be valid unless such sale, resale, assignment, or transfer is from the lot owner back to the City. Any sale, resale, assignment, or transfer by a lot owner to the City shall be at the price originally paid by the lot owner for the lot at the time of purchase.

F. No person shall place papers, decayed flowers, or any rubbish on any lot, grave, roadway, or cemetery ground.

G. No planting of any tree, bush, shrub, or plant is allowed upon grave units, lots, or in alleyways. As existing plantings located on grave units, lots, or in alleyways die, they shall not be replaced. Certain varieties of trees may be donated as living memorials, if approved by the Sexton, who shall determine the most suitable location prior to planting.

H. The Sexton shall remove or cause to be removed any unsightly tree, shrub, or object in the cemetery.

I. Fences, hedges, curbs, and walks around or on grave units or around lots are prohibited.

J. All memorials, markers and headstones placed on any grave require prior approval of the Sexton.

K. The Cemetery shall be open to the public at all times. Visitors shall drive only on roads within the cemetery and shall park in a manner that does not impede traffic, mowing or maintenance, or cause damage to grass, lots, or green space within the cemetery. Parallel parking is required where possible. The Sexton may designate open areas of the cemetery for temporary parking during interments as necessary.

L. Natural floral arrangements not including pots, vases, or other containers, shall be permitted on graves at any time. Plastic floral arrangements and ornaments shall not be permitted on any grave or lot except from two weeks prior to Memorial Day and two weeks thereafter.

M. Funerals shall not be permitted on Memorial Day, Sundays, or legal holidays unless special permission is obtained from the Sexton or finance officer.

N. No person shall be buried in the cemetery unless the casket is enclosed in a concrete or Steel container. Said container shall have a minimum of forty inches (40") of soil covering.

O. The City may repair any lot found to be so un-cared for as to be unsightly and shall not be liable to the lot owner for any damage done thereby unless such damage is caused by willful bad acts by the City.

P. Markers, Monuments and Headstones.

1. The cemetery will not allow the use of ledgers, grave markers, surface mausoleums or surface vaults with covers, allowing an exception only to match existing grave covers or markers already paid for.
2. There shall be eight inches (8") of foundation on both the front and back sides of monuments and headstones to accommodate the cemetery's mowers.
3. Foot markers set with a grave marker must be put at ground level.
4. The foundations for monuments or markers may not exceed the boundaries of the owners' legal description of the grave space or spaces.
5. Vases will be allowed on the base of the monument.
6. Monuments are not city property. Maintenance and vandalism are the owners' responsibility.
7. Native rock will be allowed to be used as markers; however, native rock must be the approximate size as other monuments or markers.
8. The use of corner markers is not allowed.
9. Rock or concrete walls will not be allowed to mark the boundaries of lots or grave spaces.

Q. Temporary markers shall be placed in concrete flush with the ground within one year from the date of burial, unless replaced with a permanent grave marker. If no permanent monument or marker is placed within six (6) months of burial, the City may charge a \$25.00 marker fee to the estate of the decedent.

Section X Installations of Burial Vaults, Markers, and Monuments under Supervision of Sexton.

The installation or erection of any burial vault, grave marker, or grave monument in Pleasant Hill Cemetery shall be under the supervision of the Sexton as follows:

- A. All monuments or markers must have foundations except for ground level markers.
- B. All monuments or markers must be set and placed with the use of survey stakes to ensure that the monuments or markers are in line with the others.
- C. Monuments setters and salespeople must contact the Sexton or a cemetery

employee in order to find the survey stakes so flags can be placed to align the monument or marker properly.

D. The vehicles of monument setters are not allowed on the grass while setting the monument or marker without prior permission from the Sexton.

E. Any damage done to the cemetery by contractors or monument companies will be charged to the contractor or Monument Company.

F. Monuments must be set and placed level unless the terrain dictates otherwise.

G. Any monument or marker that is set and placed improperly is the responsibility of the monument company to correct.


H. The City is not responsible for errors on monuments, i.e. placed and faced wrong, paneled the opposite direction, etc.


Section XI Appeals

Appeals of administrative decisions made by the Finance Officer, Sexton, or any other municipal employee under the provisions of this ordinance shall be made to Alcester City Council.

Adopted this 9 day of December, 2019.

CITY OF ALCESTER


Thomas Glas, Mayor

ATTEST:

Patricia Jurens, Finance Officer

Date of First Reading: December 2, 2019
Date of Second Reading: December 9, 2019
Date of Adoption: December 9, 2019
Date of Publication: December 19, 2019
Effective Date: January 9, 2020



RESOLUTION NO. 2019-07

A RESOLUTION OF THE CITY OF ALCESTER TO AUTHORIZE PARKING ON THE EAST AND WEST SIDES OF IOWA STREET BETWEEN 5TH AND 6TH STREETS AND ON THE NORTH AND SOUTH SIDES OF 5TH STREET BETWEEN IOWA STREET AND HIGHWAY 11

WHEREAS, the Alcester City Council may, by resolution and pursuant to Ordinance 7.0503 of the Revised Municipal Ordinances, City of Alcester (2014), designate any street for parking zones; and

WHEREAS, the council finds it in the public interest to allow parking on both the east and west sides of Iowa Street between 5th and 6th Streets; and

WHEREAS, the council finds it in the public interest to allow parking on both the north and south sides of 5th Street between Iowa Street and Highway 11;

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council in and for the City of Alcester, Union County, South Dakota as follows:

Parking is hereby permitted on both the east and west sides of Iowa Street between 5th and 6th Streets;

Parking is hereby permitted on both the north and south sides of 5th Street between Iowa Street and Highway 11;

Proper signage may be purchased, erected or removed as necessary to permit such parking.

Dated this 2 day of October, 2019.

CITY OF ALCESTER

Thomas Glas
Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: 10/2/19

Date of Publication: 10/17/19

Effective Date: 10/17/19



City of Alcester, South Dakota
Resolution # 2019-06

A resolution of the City of Alcester Declaring Support and Adoption of the Union County Pre-Disaster Hazard Mitigation Plan Update, dated 2019.

WHEREAS, the Alcester City Council supports the contents of the Union County Pre-Disaster Hazard Mitigation Plan Update; and

WHEREAS, the Union County Pre-Disaster Hazard Mitigation Plan Update will be utilized as a guide for planning related to FEMA Hazard Mitigation and other purposes as deemed appropriate by the City of Alcester.

NOW THEREFORE BE IT RESOLVED, that the City of Alcester City Council hereby adopts, supports and will facilitate the implementation of the Union County Pre-Disaster Hazard Mitigation Plan Update.

Dated this 2 day of October, 2019.

CITY OF ALCESTER

Thomas B. Glas
Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: 10/2/19
Date of Publication: 10/17/19
Effective Date: 10/17/19



RESOLUTION NO. 2019-05

A RESOLUTION OF THE CITY OF ALCESTER TO LEVY A SPECIAL ASSESSMENT FOR THE ABATEMENT OF A NUISANCE WITHIN THE CITY PURSUANT TO SDCL 21-10-6 AND FOR THE CONSTRUCTION OF A SIDEWALK PURSUANT TO SDCL 9-46-5

WHEREAS, SDCL 21-10-6 provides that a municipality may tax the cost of abating a public nuisance against the property on which the nuisance occurred by special assessment; and

WHEREAS, the City of Alcester filed an action to abate a public nuisance against the property owners of 306 Iowa Street, Alcester, Union County, South Dakota, Parcel ID: 01.01.08.1015, and legally described as follows:

The South Half (S 1/2) of Lot Four (4) in Block Eight (8) of City of Alcester, Union County, South Dakota, according to the recorded plat thereof; and

WHEREAS, the City of Alcester obtained a default judgment against the property owners of said property which declared the property a public nuisance and ordered that the City may assess costs incurred to abate the public nuisance; and

WHEREAS, the total costs incurred to abate the nuisance amounted to 3,644.96;

WHEREAS, in addition to abating the public nuisance described above, the City constructed a sidewalk on said property in accordance with SDCL 9-46-4; and

WHEREAS, the City may assess the costs of the construction of the sidewalk on said property pursuant to SDCL 9-46-5; and

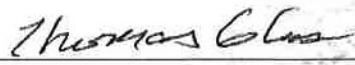
WHEREAS, the total costs incurred in construction of the sidewalk amounted to \$654.00

WHEREAS, the City desires the costs above be collected by the Union County Auditor's office on the City's behalf and in accordance with state statute,

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council that the aforementioned property be assessed in the amount of \$4,298.96

Dated this 2 day of October, 2019.

CITY OF ALCESTER


Thomas Glas, Mayor

ATTEST:



Patricia Jurrens, Finance Officer

Date of Adoption: 10/2/19

Date of Publication: 10/17/19

Effective Date: 10/17/19

RESOLUTION NO. 2019-04

RESOLUTION OF INTENT TO JOIN THE NATIONAL FLOOD INSURANCE PROGRAM

WHEREAS, certain areas of the City of Alcester have been identified as potentially being subject to periodic flooding capable of causing serious damages to properties within these areas; and

WHEREAS, it is the intent of this Council to require the recognition and evaluation of flood hazards in all official actions relating to land use in areas having these hazards; and

WHEREAS, it is the intent of this Council to participate in the National Flood Insurance Program; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to South Dakota Codified Laws 9-36, and 11-4-1;

NOW, THEREFORE, BE IT RESOLVED, that this Council hereby:

1. Assures the Federal Emergency Management Agency that it will enact as necessary, and maintain in force, in those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 60 of the National Flood Insurance Program Regulations; and
2. Vests the Mayor and City Finance Officer, as may be appropriate, with the responsibility, authority and means to:
 - (a) Assist the Administrator, at his/her request, in the delineation of the limits of the area having special flood hazards.
 - (b) Provide such information concerning present uses and occupancy of the floodplain, mudslide (i.e., mudflow) or flood-related erosion areas as the Administrator may request.
 - (c) Maintain for public inspection and furnish upon request, for the determination of applicable flood insurance risk premium rates within all areas having special flood hazards identified on a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM), any certificates of floodproofing, and information on the elevation (in relation to mean sea level) of the level of the lowest flood (including basement) of all new construction or substantially improved structures, and include whether or not such structures contain a basement, and if the structure has been floodproofed, the elevation (in relation to mean sea level) to which the structure was floodproofed.

- (d) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain, mudslide (i.e., mudflow) or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain, mudslide, (i.e., mudflow) and/or flood-related erosion areas in order to prevent aggravation of existing hazards.
 - (e) Upon occurrence, notify the Administrator in writing whenever the boundaries of the community have been modified by annexation or the community has otherwise assumed or no longer has authority to adopt and enforce floodplain management regulations for a particular area. In order that all FHBM's and FIRM's accurately represent the community's boundaries, include within such notification a copy of the map of the community suitable for reproduction, clearly delineating the new corporate limits or new area for which the community has assumed or relinquished floodplain management regulatory authority.
 - (f) Submit an annual report to the Administrator concerning the community's participation in the program, including, but not limited to the development and implementation of floodplain management measures.
 - (g) Complete and submit the application for participation in the National Flood Insurance Program (FEMA Form 81-64).
3. Appoints the Mayor and City Finance Officer with the responsibility, authority, and means to implement the commitments as outlined in this Resolution.
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the adopted floodplain management measures.

Dated this 5 day of August, 2019.

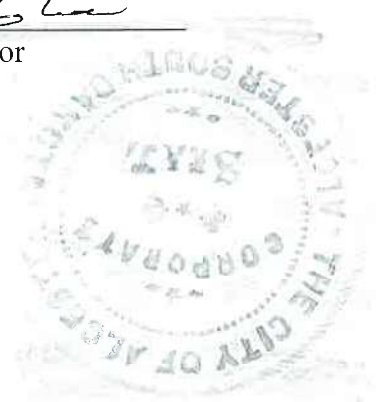
CITY OF ALCESTER

Thomas Glas
Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: August 5, 2019
Date of Publication: August 15, 2019
Effective Date: September 5, 2019



RESOLUTION NO. 2019-03

A RESOLUTION OF THE CITY OF ALCESTER TO LEVY A SPECIAL MAINTENANCE FEE FOR THE MAINTENANCE OF STREET SURFACES WITHIN THE CITY PURSUANT TO SDCL 9-43-138

WHEREAS, SDCL 9-43-138 provides for the assessment of a special maintenance fee for the maintenance or repair of public improvements, including street surfaces, of lots fronting and abutting any improvement within the municipality that is maintained by the municipality; and

WHEREAS, the City of Alcester maintains and repairs street surfaces on the public streets within city limits; and

WHEREAS, the budget committee of the city council and the city council as a whole have discussed the maintenance fee required to fund annual maintenance activities in fiscal year 2020 on public streets; and

WHEREAS, the city council finds it necessary to levy a special maintenance fee for the maintenance and repair of streets within the City of Alcester;

NOW, THEREFORE, BE IT RESOLVED by the Alcester City Council that, pursuant to SDCL 9-43-138, the city shall levy a special maintenance fee for the maintenance and repair of streets upon all taxable lots fronting and abutting any streets within the city as follows:

1. All lots to be assessed shall be assessed at the rate of \$1.00 per front foot.
2. In the case of corner lots, only the front footage abutting the street to which the front door of the property faces shall be assessed. In the event there is no structure on the corner lot, the longer street frontage of the lot shall be assessed.
3. All lots exempt from tax, pursuant to state law, which owners have applied for and obtained a property tax exemption from the Union County Director of Equalization are not subject to the special maintenance fee.
4. A detailed list of the legal descriptions, amount of front footage, and the amount of assessment shall be provided to the Union County Treasurer by the Alcester finance officer, to add the special maintenance fee to the general assessment against the property and to certify the fee assessed together with the regular assessment to the Union County Auditor to be collected in the same manner as municipal taxes are collected for general purposes.

BE IT FURTHER RESOLVED that all revenue received from the special maintenance fee shall be placed in a special revenue fund entitled "Street Maintenance Fund" for the maintenance and repair of public streets.

Dated this 5th day of August, 2019.

CITY OF ALCESTER

Thomas Glas

Thomas Glas, Mayor

ATTEST:

Patricia Jurrens
Patricia Jurrens, Finance Officer

Date of Adoption: August 5, 2019.

Date of Publication: August 15, 2019

Effective Date: January 1, 2020.



ORDINANCE NO. 2019-02

AN ORDINANCE OF THE CITY OF ALCESTER, SD, AMENDING THE 2018 REVISED ALCESTER ZONING REGULATIONS BY AMENDING CHAPTER 4.03, R RESIDENTIAL DISTRICT, CONDITIONAL USES; CHAPTER 4.09, R RESIDENTIAL DISTRICT, LOT AREA, YARD, AND HEIGHT REGULATIONS; CHAPTER 10.11, SITE-BUILT SINGLE-FAMILY DETACHED, SINGLE-FAMILY ATTACHED, AND MULTI-FAMILY DWELLING STANDARDS; AND CHAPTER 19.02, DEFINITIONS, DEFINITIONS.

BE IT ORDAINED BY THE CITY OF ALCESTER, SD:

Section 1. That Chapter 4.03 of the 2018 Revised Alcester Zoning Regulations is hereby amended to include the following:

- J. Stand-alone garage.

Section 2. That Chapter 4.09 of the 2018 Revised Alcester Zoning Regulations is hereby amended to include the following:

	Lot Area	Lot Width	Front Yard Setback	Side Yard Setback	Rear Yard Setback	Maximum Height
Stand-alone garage	NA see #1	NA see #1	50 ft.	7 ft.	25 ft.	18 ft.

Section 3. That Section 10.11 of the Revised Municipal Ordinances of Alcester, SD, is hereby renamed and amended to read as follows:

10.11 Site-Built Single-Family Detached, Single-Family Attached, and Multi-Family Dwelling, and Stand-Alone Garage Standards. Site-built single-family detached, single-family attached, and multi-family dwellings, and stand-alone garages shall conform to the following standards:

- A. All buildings must be placed on a permanent foundation and the space between the foundation and the bottom of the structure must be enclosed by concrete, approved concrete products, or another commercially acceptable material suitable for the same purpose.
- B. All buildings shall be oriented on the lot so that the primary pedestrian entrance faces the street or access easement.
- C. The pitch of the main roof shall not be less than one (1) foot of rise for each four (4) feet of horizontal run. Sinewave style corrugated metal is not a permitted roofing material; however, ribbed style corrugated metal is allowed.

- D. Exterior walls shall be constructed of materials commonly used on the exterior walls of residential structures, such as: brick, concrete composite board, artificial or natural stone, exterior grade natural or composite wood, stucco, or residential lap siding made of vinyl, steel, or aluminum with no exposed fasteners.
- E. Stand-alone garages shall be at least five hundred-fifty (550) square feet in area. All driveways accessing the building shall be hard-surfaced. For purposes of this provision, hard-surfacing includes asphalt, concrete, gravel, stone, and similar materials.
- F. A minimum of two hundred (200) amp electrical service is required for stand-alone garages.


Section 4. That Chapter 19.02 of the 2018 Revised Alcester Zoning Regulations is hereby amended to replace the following definition to read as follows:

GARAGE, PRIVATE – A building or portion of a building in which motor vehicles and limited household goods owned or leased by the occupants of the principal building are stored or kept.

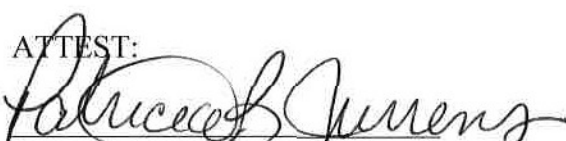
Section 5. That Chapter 19.02 of the 2018 Revised Alcester Zoning Regulations is hereby amended to include the following definition:

GARAGE, STAND-ALONE – A private garage located on a lot without another principal building.

Adopted this 1 day of July, 2019.



Mayor

ATTEST:


Finance Officer

Seal

First Reading: June 3, 2019
Second Reading & Adoption: July 1, 2019
Publication: July 11, 2019
Effective Date: August 1, 2019

Published once at the approximate cost of _____.

RESOLUTION FOR CITY OF ALCESTER 2019 FEES

A Resolution Setting Certain Fees and Charges For Services and Setting Other Designations Provided by the City of Alcester

WHEREAS, City Ordinances require certain license fees, charges for services, and other designations to be established by resolution; and

WHEREAS, the City of Alcester is required to have on file in City Hall a list of complete charges and designations;

NOW, THEREFORE BE IT RESOLVED THAT the City of Alcester hereby establishes the following fees and other designations effective for the 2019 license year (fees are for the calendar year unless otherwise stated):

PERMITS AND LICENSES

Non-Resident Landfill Permit

Pickup Load	\$ 10.00 (3.03.03)
Truck Load	\$ 25.00 (3.03.03)
Resident Landfill Use	\$ 6.00 per month (3.03.05)
Peddler Permit	\$ 50.00 per day (4.01.02)
Additional Solicitors	\$ 25.00 Each
Alcohol:	
Permit/Public Location	\$ 25.00 (\$200 Deposit) (4.03.09)
Special Permit License	\$100.00 (4.03.10 /D)
Excavation Permits	\$1,000.00 Deposit plus Certificate of Insurance (6.02.03)
Residential Building Removal Permit	
House	\$500.00
	(Trailers houses/Garages/Outbuildings – no cost)
Annual Golf Cart Permits	\$ 10.00
Building Permits	\$ 25.00 + \$1.50/\$1,000 Materials Only

WATER AND SEWER CONNECTION FEES

Water Connection Tapping Fee (to the Main)	\$300.00
Water Connect Fee	\$50.00
(Reconnect only if bill paid in full plus Disconnect Fee)	
Sewer Connection Tapping Fee (to the Main)	\$150.00
Utility Deposit	\$100.00 (8.01.02)
(Refunded to Home Owner after 12 consecutively on time payments / Renters returned upon moving)	

AUDITORIUM

Residential/Nonresidential/Business	\$200.00 per day *
Non-Profit Organization	\$50.00 per day * ¹
Rummage Sales	\$50.00 per day
Setup Days	\$10.00 per day
Meeting Room	\$10.00 per day
Security Deposit	\$100.00

¹ For Events with attendance of more than 50 People – a Custodian must be on Staff at \$12 per hour.

RESOLUTION FOR CITY OF ALCESTER 2019 FEES

DOGS

Annual License with Proof of Vaccinations	\$10.00(5.02.13)
Fine for Failure to Properly License Dog	\$25.00(5.012.A)
Violation per Month Fee	\$25.00(5.012.A)
Fines for Animals Running at Large	\$50.00 (5.02.02)
Ticket unpaid after 72 hours	\$75.00 (5.02.02)
Ticket unpaid after 2 weeks	\$100.00 (5.02.02)
Fines for Impounding Animals include Impounding Costs plus Fines	
First Impounding	\$50.00 (5.02.03) plus \$15 per day
Second Impounding (within 12 months)	\$75.00 (5.02.03) plus \$15 per day
Third or more Impounding	\$100.00 (5.02.03)
Fines for Failure to clean up Animal Feces	\$50.00 (5.02.16 C)
Ticket unpaid after 72 hours	\$75.00 (5.02.16 C)
Ticket unpaid after 2 weeks	\$100.00 (5.02.16 C)
Fines for Barking Dog	(5.02.16 E)
First Offense	Warning
Second Offense (within 6 months)	\$25.00
Third Offense	\$50.00

FINES AND FEES

Fine for Landfill Misuse	\$200.00 (3.03.07)
Fine for not covering load to Landfill	\$25.00 (3.03.03)
Fine for Violating Alcohol Permits	\$500.00 per day (4.03.13)
Fine for not shoveling snow from sidewalks	
Within 48 hours of snowfall	\$10.00 (6.03.03)
Not shoveled after 24 hours more	\$25.00
Tree Clearance 10 Feet above Sidewalks / 14 Feet above Streets	
Fine for Failure to Prune Trees	
Written Warning providing 30 days to complete	
After 30 days – City will assess the cost to complete (6.05.05)	
Recreational Vehicle/Trailer Parking on City Streets –72 hours maximum	
Failure to move RV/Trailer in 72 hours	Warning
24 hours after Warning	\$25.00
Failure to pay within 7 days	\$35.00
Failure to pay summons	\$50.00 (7.05 J)
Fine for illegal parking	\$25.00 (7.05.04)
Failure to pay within 7 days	\$35.00 (7.05.04)
Failure to pay summons	\$50.00 (7.05.04)
Fine for Towing Vehicles	\$25.00 Fine + Towing Charges (7.05.04)
Impounding Rate	\$25.00 per week
Hold time for Impounded Vehicles	Not to exceed 60 days
Fine for violation of snow removal parking	\$25.00 (7.05.08 D)
Ticket unpaid after 72 hours	\$50.00 (7.05.08 D)
Ticket unpaid after 2 weeks	\$75.00 (7.05.08 D)
Fine for Illegal Parking in Handicap	\$100.00 (7.05.17)
Bond Amount set by Council	\$500.00 (7.08.04)
Fine for Illegal Operation of a Golf Cart	\$25.00 (7.09.07)
Ticket unpaid after 72 hours	\$50.00 (7.09.07)
Ticket unpaid after 2 weeks	\$75.00 - \$100.00 (7.09.07)
Fine for Tampering with City Utilities	\$500.00 (8.01.10)

RESOLUTION FOR CITY OF ALCESTER 2019 FEES

CITY HALL OFFICES

Black & White Photocopies	\$0.25/page
Color Photocopies	\$1.00/page
Faxes	\$ 2.00/Outgoing or Incoming
NSF Charges	Maximum allowed by SDCL 57A-3-421
Staff Time.....	Quoted after one hour of labor

MAINTENANCE:

Wheel Loader with Operator	\$150/hour
Skid Loader with Operator	\$130/hour
Mowing, Tractor & Rotary	\$85/hour
Dump Truck with Operator	\$80/load to City Dump
Mowing, Rider	\$60/hour
Black Dirt.....	\$45/Ton
Fill Dirt	\$20/Ton
Gravel	\$15/Ton
Labor.....	\$40/hour

RECREATION FEES

Pool Fees

Family Pass	\$80.00
Individual Pass	\$35.00
Daily.....	\$ 3.00
Lessons	\$25.00 per child
Private Lessons	\$50.00 per child

GOLF FEES

Memberships

	Before 5/15	After 5/15
Family:	\$500.00	\$525.00
1 st Time Family	\$300.00	\$315.00
Couple:	\$420.00	\$441.00
1 st Time Couple	\$270.00	\$283.50
Individual:	\$335.00	\$351.75
1 st Time Individual	\$235.00	\$246.75
College Student	\$150.00	\$157.50
High School	\$ 50.00	\$ 52.50

Cart Storage Fees

Gas:	\$110.00
Electric	\$125.00

RESOLUTION FOR CITY OF ALCESTER 2019 FEES

GREEN FEES

	<u>Weekdays</u>	<u>Weekends/Holidays</u>
9 Holes	\$11.00	\$13.00
18 Holes	\$16.00	\$19.00
Each Additional 9 holes (same day)	\$ 5.00	\$ 6.00
Fall Golf Rate (September & October)	\$ 50.00 –Unlimited Golf	

Car Rental

9 holes	\$12.00
18 holes.....	\$16.00
Annual Trail Fees.....	\$40.00

Clubhouse Rental

Member	\$50.00 per day
Non-Member	\$75.00 per day

Campground Fees

Per Day	\$ 20.00
Per Week.....	\$120.00

As provided by SDCL 9-19-13, this Resolution shall be effective upon publication of the Notice of Adoption and replaces any previously stated rates.

Dated this 7 day of January 2019.

Thomas L Glas

Tom Glas, Mayor
City of Alcester, South Dakota

ATTEST:

Patricia R Jurrens
Patricia R Jurrens
Finance Officer

(seal)

Passed & Adopted: Jan 7, 2019