

Resolution #24-53
**A Resolution Declaring Jurisdictional Change of a Portion of
34th Avenue and 30th Street (the Landfill Road)**

Be it resolved by the Brookings County Commission as follows:

Whereas, in 1991 the City of Brookings agreed by Resolution #44-91 to construct a suitable access road within the County of Brookings to the new City Landfill, and to maintain the newly constructed road; and

Whereas, the County of Brookings adopted a resolution requesting the jurisdictional transfer of a portion of 34th Avenue from the intersection of US Highway 14 Bypass north to the intersection of 30th Street, (consisting of approximately one mile), and 30th Street from the intersection of 34th Avenue east to the intersection of 46th Avenue, (consisting of approximately 0.96 miles); and

Whereas, in 2019, the Department of Transportation, pursuant to Executive Order 2019-1 removed the aforementioned road from the County of Brookings Primary Highway System; and

Whereas, a portion of 34th Avenue and 30th Street is currently under the jurisdictional control of the County of Brookings; and

Whereas, the purpose of this resolution is to approve the transfer of the jurisdictional control to the City of Brookings for the portions of 34th Avenue and 30th Street described above; and

Whereas, SDCL §31-17-17 allows for assignment of responsibility for boundary line highways between municipalities and boards of county commissioners. In addition, SDCL §9-45-1 authorizes a municipality to construct, maintain and repair roads within its jurisdiction; and

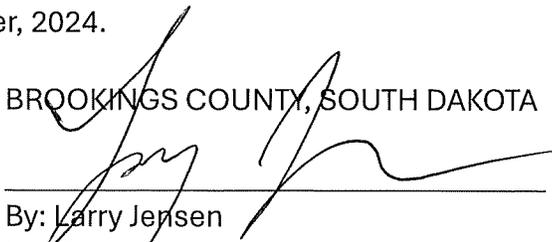
Whereas, the City of Brookings has agreed to maintain the aforementioned portion of 34th Avenue and 30th Street, inclusive of crack sealing, pothole repair, snow removal, chip sealing, Right of Way ditch maintenance, street signage, and street markings; and

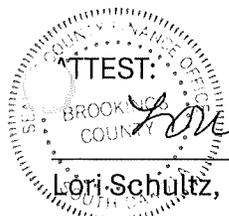
Whereas, the City of Brookings has further agreed to assume responsibility for the issuance of driveway approach permits and Right of Way drainage permits along the aforementioned portion of 34th Avenue and 30th Street; and

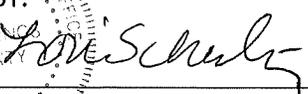
Now Therefore be it Resolved, the County of Brookings hereby transfers responsibility for the portion of highway described herein pursuant to applicable law, thereby transferring the above described highway to the jurisdiction of the City of Brookings.

Passed and approved on the 19th day of November, 2024.

BROOKINGS COUNTY, SOUTH DAKOTA


By: Larry Jensen
Its: Chairperson, Brookings County
Board of Commissioners




Lori Schultz, Finance Officer