

**CITY OF DEADWOOD  
ORDINANCE 1369**

**AMEND CHAPTER 17.40 CH COMMERCIAL HIGHWAY UNDER TITLE 17  
ZONING**

**NOW THEREFORE**, be it ordained by the City Commission of the City of Deadwood, in the State of South Dakota, as follows:

**SECTION 1:**        **AMENDMENT** “17.40.030 Conditional Uses” of the Deadwood Municipal Code is hereby *amended* as follows:

AMENDMENT

17.40.030 Conditional Uses

The following uses, or any use which the planning commission considers comparable to another use which is directly listed under this section, may be permitted in the CH commercial highway district under the provisions of Chapter 17.76, Conditional Uses.

- A. Animal hospital for large animals;
- B. Animal hospital for small animals;
- C. Bed and breakfast;
- D. Building materials supply;
- E. Bus, train and airline terminals;
- F. Camping areas;
- G. Churches and related uses;
- H. Condominium(s);
  - I. Day care centers;
  - J. Duplexes;
- K. Dry cleaning;
- L. Dwelling unit, multiple-family;
- M. Dwelling unit, single-family;
- N. Efficiency living unit;
- O. Electrical distribution lines - underground (k.v. or less)
- P. Electrical, heating, painting, plumbing, roofing and ventilating shops and service;
- Q. Equipment rental;
- R. Fire and police stations;
- S. Gas distribution lines;
- T. Gas regulator stations;
- U. Gas transmission lines;
- V. Governmental offices;
- W. Group care facility;

- X. Group home for developmentally disabled;
- Y. Home occupations;
- Z. Homes for the aged;
- AA. Hospitals;
- AB. Hostel;
- AC. Laundry;
- AD. Machine shops;
- AE. Massage therapy office, city license required;
- AF. Mortuaries;
- AG. Nursing homes;
- AH. Residential care facility;
- AI. Sanitariums, mental institutions;
- AJ. Sewer collection lines;
- AK. Sewer lift stations;
- AL. Specialty Resort Establishment;
- AM. Tattoo business, state license required;
- AN. Telephone lines;
- AO. Television cables - only below ground;
- AP. Utility offices;
- AQ. Vacation Home Establishment;
- AR. Valet parking;
- AS. Warehouse (storing of goods connected with an industrial operation - “No Hazardous Materials”);
- AT. Water pumping stations;
- AU. Water storage tanks - above ground either wholly or partially; and
- AV. Water storage tanks - in ground.

(Ord. 1026 (part), 2004; Ord. 952 (part), 1999; Ord. 915 (part), 1996; Ord. 900 (part), 1995; Ord. 851 (part), 1993; Ord. 831 § 3.7.2, 1992)

**SECTION 2:**            **SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

**SECTION 3:**            **EFFECTIVE DATE** This Ordinance shall be in full force and effect from May 21, 2023 and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE CITY OF DEADWOOD CITY COMMISSION

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Presiding Officer

Attest

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David Ruth Jr., Mayor, City of  
Deadwood

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Jessica McKeown, Finance Officer,  
City of Deadwood