

SDCL § 9-46-2.1 requires that “after plans and specifications are filed with the finance officer, the governing body shall draft a proposed resolution of necessity for the sidewalk and shall schedule a public hearing on the resolution.”

SDCL § 9-46-2.2 requires that the notice of hearing on the proposed resolution must contain the time and place of the hearing and that the Council will consider any objections to the proposed resolution by owners of the property abutting or adjoining the sidewalk proposed to be constructed. The Notice of Hearing must be published one time, not less than 10 nor more than 20 days before the hearing.

SDCL § 9-46-2.3 requires that the published Notice of Hearing must be mailed by first class or certified mail, to each owner of real property abutting or adjoining the sidewalk proposed to be constructed. The mailed notice must also include the location of the sidewalk to be constructed and the date by which the construction must be completed.