

Formstack Submission For: [South Dakota One Call Complaint Form](#)

Submitted at 10/16/23 3:09 PM

Complaint filed on behalf of or by:

City of Hecla

Contact Person:

Randy Pfutzenreuter

Phone Number:

(605) 709-0295

Ext:

Name or Company Name:

City of Hecla

Street Address or PO Box:

206 Main Street
PO Box 188
Hecla, SD 57446

Fax:

Email:

rpfutzenreuter@hotmail.com

Date:

Oct 16, 2023

Name of excavator / facility operator:

Tyler Thayer

Phone:

(605) 470-0851

Ext:

Name or Company Name:

homeowner

Street Address or PO Box:

702 Howard Street
Hecla, SD 57446

Fax:

Email:

heclasd@heartlandpower.org

Is this party aware of your allegations?:

Yes

The South Dakota One Call Board expects communication to occur between both parties before filing complaints. Please provide details of who you spoke with, including the date and time, and what was discussed.:

On Oct 4 2023 Mr. Thayer called the City maintenance department to shut off the water to his property as he had struck a water line. Again on Oct 5 2023 the city crew was called again as another water line had been struck. At this time it was seen that a septic tank was being installed. The mayor was called and advised the city crew to stop work on the Thayer property. As this is in violation of the City Sewer ordinance. An emergency city council meeting was called for on Oct 9th at 11:00 AM. Mr. Thayer was present and told the council he was installing a septic tank and drain field as his sewer line to the city connection had collapsed. In the past 4 years the council had never been aware of any problems on his property. Mr. Thayer was asked specifically if he had called 811 and he stated that he did. The mayor called 811 on Oct 10 2023 and no such call or request had been made to 811 in the last month preceding. Mr. Thayer stated that the tank and drain field had been installed and covered but not connected to his home. That was not verified. The council granted a variance to the ordinance and allowed the tank and drain field. There is no assurance that the said system meets South Dakota requirements.

Statutory Violations:

Total disregard for
811 Laws and regulations
City of Hecla ordinance violation

Other information to support your position:

attached photos and ordinance and lying to the city council

Street Address / location of alleged violation:	702 Howard Street 702 Howard Street Hecla, SD
Date of alleged violation:	Oct 04, 2023
Time of alleged violation:	07:40 PM
Describe your allegation:	Excavation was done with total disregard to laws and ordinances and the city was only made aware because of a water line break.
Do you believe the alleged violation to be intentional?:	Yes
Why or why not?:	The city was not made aware and no call was made to 811
Was a locate requested from SD One Call?:	No
Locate ticket #:	
Start Date on Ticket:	
Start time on ticket:	
Did the excavator wait until the start date / time on the ticket before commencing excavation?:	No
If no or not sure, when did excavation begin (date)?:	Oct 04, 2023
If no or not sure, when did excavation begin (time)?:	01:00 PM

Did the excavator maintain a minimum horizontal clearance of 18 inches between a marked facility and mechanical equipment?:	No
Explain:	it was an unauthorized excavation
Were buried facilities exposed by hand or non-invasive equipment prior to excavation?:	No
Were facilities marked?:	No
Was the marking complete prior to the start time on the ticket?:	No
Did the excavator pre-mark with white paint?:	No
Was the facility marked accurately (within 18 inches)?:	N/A
Did the excavator use reasonable care to maintain locate marks for the life of project?:	N/A
Type of facility involved:	residential home
Operator of facility (if known):	
Operator address (Street or PO Box):	
Operator Phone:	

Depth of Cover (If unsure put N/A):	n/a
Pressure (If none, write none):	none
Voltage (If none, write none):	none
# of cable pairs (If none, write none):	none
Was the facility damaged?:	No
If yes, provide detail and an estimate of damage.:	
Were damages on public right of way or private property?:	Private
Was anyone injured as a result of facility damage?:	No
If yes, provide detail.:	
Length of hospitalization:	
Were there fatalities?:	No
If yes, provide detail.:	
Was operator service affected? :	No
If yes, provide detail (how many customers for how long).:	
Was the one-call notification center immediately notified of	No

the damage, dislocation, or disturbance?:

If No, why not?:

no calls were made

Was the operator of the facility immediately notified of the damage, dislocation, or disturbance?:

Yes

If No, why not?:

Was there an escape of any flammable, toxic, or corrosive gas or liquid?:

Yes and 911 was contacted by an Excavator

If Yes, but if 911 was not called, or if you don't know, explain why.:

Please provide a Fire Department or Emergency Services incident report, if available :

Not Available

Attachment:

Attachment Information: File names should not include symbols. Example:(\$, &, *, %.) etc. If submitting multiple files, please zip all files into one folder.:

[View File](#)