

**REPORT TO THE  
MINUTES OF THE BOARD OF  
CARBON COUNTY COMMISSIONERS  
REGULAR MEETING  
Tuesday, July 7, 2020  
Carbon County Courthouse, Rawlins, WY**

A regular meeting of the Board of Carbon County Commissioners (BOCC) commenced Tuesday, July 7, 2020 at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. Attending the meeting were; Chairman, John Johnson, Vice Chairman, Sue Jones, John Espy, Travis Moore, and Byron Barkhurst.

Chairman Johnson called the meeting to order at 9:00 a.m.

**ADDITIONS / CORRECTIONS**

Chairman Johnson added a Public Health contract for action.

**VOUCHERS**

Commissioner Espy moved to approve the report of expenditures in the amount of \$301,664.14. Commissioner Barkhurst seconded and the motion carried unanimously.

Vendor	Detail Line Description	Total
Cleary Building Corp	Horse Barn Trusses Payment	\$51,676.00
Further	HRA Reimbursement 2020	\$3,813.33
RNB State Bank	Med Bow Building Lease Payment	\$14,753.40
Shepard Construction Inc.	Med Bow Shop	\$231,421.41

**CONSENT AGENDA**

Commissioner Espy moved to approve the consent agenda noting any item could be removed for separate action. The consent agenda includes the June 16, 2020 regular meeting minutes, June 23, 2020 budget workshop meeting minutes, and monthly receipts from Planning and Zoning in the amount of \$4,415.00. Commissioner Barkhurst seconded and the motion carried unanimously.

**ELECTED OFFICIALS & DEPARTMENT HEADS**

**Public Health**

Public Health Nurse Amanda Brown presented the Emergency Preparedness contract for the BOCC's consideration.

Commissioner Espy moved to authorize any commissioner to sign the Contract between the WY Department of Health, Public Health Division and Carbon County for Emergency Preparedness

for a term of July 2020 through July 30, 2021 in the amount of up to \$91,000.00 pending legal review. Commissioner Barkhurst seconded and the motion carried unanimously.

Ms. Brown reported there will be budget reductions to the maternal child health program. She also reported on COVID 19 tests for Wyoming including 16 in Carbon County.

### **Road & Bridge**

Road & Bridge Coordinator Kandis Fritz discussed a Cat loader that needs a new transmission. She said it needs to be taken to Rock Springs to be repaired. The cost will be \$25,000 - \$30,000. The BOCC asked her to obtain a second quote and ensure this is the issue.

Ms. Fritz presented the Final Acceptance Certificate for Congestion Mitigation Air Quality (CMAQ) project CM1910 – Dad/Wamsutter Road 701 for Commissioner approval and signature. The project has been completed in accordance with the plans.

Commissioner Espy moved to authorize the Chairman's signature on Final Acceptance Certificate for Congestion Mitigation Air Quality (CMAQ) project CM1910 – Dad/Wamsutter Road 701. Commissioner Moore seconded and the motion carried unanimously.

Mrs. Fritz presented the Lease Agreement Gravel Permit #525 with Ron Wille for the purpose of removing aggregate from the Miller gravel pit. Gravel taken from the Miller Gravel Pit by the County is to be used only on County Roads in Carbon County.

Commissioner Moore moved to authorize the Chairman's signature on Lease Agreement Gravel Permit #525 with Ron Wille for aggregate out of the Miller gravel pit at a rate of pay \$500.00 per year in a lump sum for aggregate which will allow removal of up to 833 tons at the rate of \$0.60 cents per ton, the term of this lease agreement is from July 1, 2020, until June 30, 2021. Commissioner Barkhurst seconded and the motion carried unanimously.

Mrs. Fritz presented an Agreement for Services with Dustbusters Enterprises, Inc. for Chairman's signature. The purpose of this agreement is for Dustbusters Enterprises, Inc. to supply, haul and apply water and magnesium chloride to portions of County Roads 291 and 270 also known as the CMAQ project 20101. The total contract is \$250,756.00 plus the county's portion of \$62,689.00.

Commissioner Barkhurst moved to authorize the Chairman's signature on an Agreement for Services between Carbon County and Dustbusters Enterprises, Inc. for the purpose of supplying, hauling and applying water and magnesium chloride to portions of County Roads 291 and 270 also known as the CMAQ project 20101, in the amount of \$313,445.00. Commissioner Espy seconded and the motion carried unanimously.

Ms. Fritz reported that over 6,000 tons of gravel was hauled to the Hanna Draw area and they will move to County Road 270 this week and early next week.

### **Buildings & Grounds**

Jim Piche, Buildings Manager presented the 307 Cleaning Contract Amendment for Commissioner review and Chairman's signature. The amendment is to include the Interim Justice Center at 812 E. Murray Street. The fee won't change since the bottom floor of the Carbon Building will be vacant and instead the company will clean the Murray Street property.

Commissioner Espy moved to approve the Amendment to the 307 Cleaning Contract to include 812 E. Murray Street. Commissioner Moore seconded and the motion carried unanimously.

Mr. Piche presented contracts for Interim Justice Center with various contractors/companies for Commissioner review and Chairman's signature. These are with Acme Electric, Advanced Heating, E&H Plumbing and Long Building Technologies. Attorney Davis clarified the amount of the E&H Plumbing contract and Advanced Heating will be \$29,880.00 and ACME will be \$16,583.63, Long Building Technologies will be \$36,920.00. She mentioned there does not need to be a bond under \$50,000 but she asked if the BOCC would want a bond or assurance anyway. The contractors will do all the work themselves with no subcontractors under them. There will be a single payment at the end of the work and the county will supply all the materials. The BOCC did not see a need for a bond and Attorney Davis stated the final advertisement still needs to be done and payment held for the required 45 days.

Commissioner Espy moved to authorize the Chairman's signature on contracts for Services for 812 E. Murray with E&H Plumbing in the amount of \$3,800.00, Advanced Heating totaling \$29,880.00, ACME Electric in the amount of \$16,583.63 and Long Building Technologies in the amount of 36,920.00. Commissioner Jones seconded and the motion carried unanimously.

Mr. Piche requested and received approval to solicit bids for roof replacement at the Interim Justice Center and to replace the heater and air conditioning system at the Rawlins Senior Center. The roof will be 30 year shingles and the board asked him to bid a metal roof in addition for comparison and Mr. Piche agreed.

Jim reported the modular building at Medicine Bow should be close to complete this week and the shop is on or ahead of schedule. The Murray Street demolition is approximately half way complete and walls should begin to be installed later this week or next. He asked what the BOCC wants to see for signs at the Interim Justice Center. The BOCC asked him to get some ideas and price proposals for their consideration. The Fairgrounds is fairly close to ready for fair.

Gwynn reported that later in August the county's Construction Manager at Risk, FCI Constructors will hold a walkthrough with contractors for the Courthouse and Carbon Building project and that Mr. Piche will be on that walkthrough with them.

### **Treasurer**

Treasurer Patty Bentsen reported she sent over 1,500 delinquent tax notices and advertisement for the tax sale will be coming up. She received a report of someone entering the back of the Hugus Ferguson building so she sent the Sheriff's Office and Buildings and Grounds. Nobody was found in the building when they got there.

The Sheriff will be patrolling wind projects in the county for mobile machinery and temporary worker permits at her request.

### **Clerk**

Gwynn Bartlett, County Clerk requested the Chairman's signature on the Annual Compensation Agreement for the Extension Office for Emily Haver who assists and encourages the development of 4-H Youth Development Programming and Kirsten Burgess who assists in clerical and secretarial support.

Commissioner Jones moved to authorize the Chairman's signature on the Annual Compensation Agreement for the Extension Office for Emily Haver in the amount of \$21,048.00 and for Kirsten Burgess in the amount of \$47,094.00 for a term beginning July 1, 2020 and ending June 30, 2021. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett requested the Chairman's signature on the 2018 State Homeland Security Program Cybersecurity Elections Grant Award Agreement. This agreement improves the County's security of the election system.

Commissioner Barkhurst moved to authorize the Chairman's signature on the 2018 State Homeland Security Program Cybersecurity Elections Grant Award Agreement in the amount of \$100,474.00 for a period of October 15, 2018 through June 30, 2021. Commissioner Espy seconded and the motion carried unanimously.

Clerk Bartlett reported that Cynthia A. Chase has submitted a letter of resignation as a board member on the Carbon County Senior Citizens Board.

Commissioner Jones moved to regretfully accept the letter of resignation from Cynthia A. Chase as a board member for the Carbon County Senior Services Board. Commissioner Barkhurst seconded and the motion carried unanimously.

Clerk Bartlett reported she received an email from Richard Raymer regarding his potential appointment to the Saratoga Carbon County Impact Joint Powers Board as a county appointed member.

Commissioner Jones moved to appoint Richard Raymer as a county appointed member to the Saratoga Carbon County Impact Joint Powers Board for a 3-year term ending July 2023. Commissioner Moore seconded and the motion carried unanimously.

Clerk Bartlett requested the Chairman's signature on the Prevention Grant Agreement between the Wyoming Department of Health and Carbon County. This grant agreement is to set forth the terms and conditions by which the County shall use funds for activities designed to prevent the use, misuse, or abuse of tobacco, alcohol, or controlled substances, and activities designed to prevent suicide. Sally Patton was present and noted that the plan can be adjusted but currently the county

needs a suicide prevention trainer and she thought that the Mental Health Examiner position could fulfill this using some of these grant funds.

Commissioner Jones moved to authorize the Chairman's signature on the Prevention Grant Agreement between the Wyoming Department of Health and Carbon County in the amount not to exceed \$273,135.00 for a term of July 1, 2020 through June 30, 2022. Commissioner Barkhurst seconded and the motion passed unanimously.

Commissioner Espy moved to appoint Lindsey West as the member and Gwynn Bartlett as the alternate to the Specific Purpose Tax Joint Powers Board for a 3-year term ending July 2023. Commissioner Moore seconded and the motion carried unanimously.

Clerk Bartlett requested the Chairman's signature on the Specific Purpose Tax Distribution Agreement.

Commissioner Jones moved to authorize the Chairman's signature on the Resolution 2020-22, A Joint Resolution Authorizing the Carbon County Treasurer to Make an Initial Distribution of \$1,524,249.26 in 2019 Specific Purpose Sales and Excise Tax Collections to Carbon County and its Municipalities. Commissioner Moore seconded and the motion passed unanimously.

Gwynn reported the Fiscal Year 2021 budget summary is as follows: the levy requirements would be as follows - County General Fund-\$7,129,913.32; Museum-\$160,000.00; Library-\$320,000.00; and Fair \$51,000.00. This is subject to change and she noted it will be published July 8 in the Saratoga Sun.

Gwynn reported the county needs to secure an asbestos abatement contractor for the Courthouse & Carbon Building project. The county had testing performed approximately a year ago by Asbestos & Technical Services and she and Jim Piche suggested the county use that company. There is no way to bid the service as the timing will be critical to ensure construction doesn't stop for a long period. The BOCC agreed that the county could use this contractor for this project.

Gwynn reported her office sent approximately 1,550 absentee ballots last week and they are receiving more requests daily. She again mentioned that polling places are planned to be open on Election Day but even over the weekend she had one judge notify her she was not working due to COVID concerns.

Gwynn reported the county has received a credit of over \$29,000 from Workers Comp due to two legislative actions. Her office will apply the credit to the next several months' invoices until it is used up.

Gwynn mentioned once bonds for the specific purpose tax projects sell all the entities will have to sign closing documents within 24 hours. She expected a special meeting late July or early August and told the BOCC she would provide more information as the time drew near.

### **Attorney**

Ashley Davis, County Attorney presented the Special Prosecution Resolution for approval due to a conflict in her office. The case would go to Cheyenne.

Commissioner Jones moved to adopt Resolution 2020-23 Special Prosecution Resolution. Commissioner Moore seconded and the motion carried unanimously.

**Resolution 2020-23**

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming,**

**“RESOLUTION FOR SPECIAL PROSECUTOR”**

**WHEREAS**, the Carbon County and Prosecuting Attorney has entered into an agreement with Leigh Anne Manlove, District Attorney for Laramie County for the First Judicial District of Wyoming, or any of her deputy district attorneys, to assist in the case of Amanda Huckabey vs. State of Wyoming, in which the Carbon County and Prosecuting Attorney’s Office has either a conflict of interest or which would have the appearance of impropriety if pursued by that office; and

**WHEREAS**, the Laramie County District Attorney’s Office for the First Judicial District will provide these services free of charge to Carbon County; and

**WHEREAS**, Wyoming Statute § 18-3-302 authorizes such appointment with consent of the Board of County Commissioners and said action benefits Carbon County;

**NOW, THEREFORE BE IT HEREBY RESOLVED** that Board of County Commissioners of Carbon County, Wyoming consents to the appointment of Leigh Anne Manlove or any of her deputy county attorneys to serve as special deputy county and prosecuting attorney(s) in the above referenced case.

**DATED** this 7<sup>th</sup> day of July, 2020.

**CARBON COUNTY, WYOMING**

-s- Willing John Johnson  
Title: Chairman, Board of County Commissioners

**ATTESTED:**

By: -s- Gwynn G. Bartlett  
Title: County Clerk

Commissioner Moore moved to authorize the Chairman’s signature on the Contract between the Department of Family Services and the BOCC for the Community Juvenile Services Board in the amount not to exceed \$22,500.00 for a term of July 1, 2020 through June 30, 2021. Commissioner Jones seconded and the motion passed unanimously.

Ms. Davis requested the BOCC designate an individual to approve building permits and zoning certificates and suggested this be Kristy Rowan.

Commissioner Espy moved to authorize Kristy Rowan to approve building permits and zoning certificates for the Planning & Zoning. Commissioner Barkhurst seconded and the motion carried unanimously.

Attorney Davis explained that Resolution 2020-17 denying the Platte Valley Healthcare Project needs amendment to add a paragraph to show the zone change and application are moot points

Commissioner Barkhurst moved to approve Resolution 2020-24, A Resolution A Resolution of the Board of County Commissioners of Carbon County, Wyoming denying Minor Subdivision. Commissioner Moore seconded and the motion carried unanimously.

**Resolution No. 2020-24**

**Amending Resolution No. 2020-17**

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming denying Minor Subdivision.**

**Minor Subdivision Case File #2020-02 – “Platte Valley Healthcare Project”**

**WHEREAS**, pursuant to the Carbon County Subdivision Regulations, Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-301, the Carbon County Planning and Zoning Commission advertised to hold a public hearing on Monday, April 6, 2020, which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, April 6, 2020, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

**WHEREAS**, at the conclusion of the Monday, April 6, 2020, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners pursuant to the Carbon County Subdivision Regulations and Carbon County Zoning Resolution of 2015, as amended for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Subdivision Regulations and Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-301, and after receipt of said certified recommendation; advertised by public notice at least 14 days prior to a public hearing to take public input and comments which said hearing occurred on Tuesday, May 5, 2020; and

**WHEREAS**, at said public hearing on May 5, 2020, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed application; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; the Carbon County Subdivision Regulations; and the Carbon County Zoning Resolution of 2015; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed minor subdivision is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, the Carbon County Subdivision Regulations, and the Carbon County Zoning Resolution of 2015, as amended, and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering said application have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; the Carbon County Subdivision Regulations; and the Carbon County Zoning Resolution of 2015, as amended, and specifically, Section 5.4, Conditional Use Permits; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to deny the following Minor Subdivision Application:

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, the Carbon County Board of County Commissioners considered the following Minor Subdivision Application:

**Minor Subdivision Case #2020-02 – Platte Valley Healthcare Project:** The purpose of the NPVMC Minor Subdivision is to create a new parcel (Lot 1 = 6.88 acres) for a community medical center while maintaining a 37.8+/- acre remainder parcel. Approval of the Subdivision Plat will allow the land owners to sell the 6.88 acre parcel to the applicant. The applicant is also applying for a zone change request (*Companion Case File: Z.C. Case #2020-02*) and a conditional use permit (*Companion Case File: C.U. Case #2020-01*) that will be heard by the Commission on May 4, 2020.

**Project/Site Name:** Platte Valley Healthcare Project

**Petitioners:** Platte Valley Healthcare Project

**Representatives:** EA-Engineering Associates

**Owners:** Schleedlewitz LLC and Delaney Bend Farm, LLC

**Access:** Access is gained from WY HWY 130/230.

**General Site Location:** Located south of the Town of Saratoga on the east side of WY HWY 130. The proposed parcel of land to be subdivided is located between the U.S. Forest Service property and the Whistle Pig Saloon.



**Legal Description:** A PARCEL OF LAND in the NE1/4NE1/4 of Section 23 and the NW1/4NW1/4 of Section 24, T.17N., R.84W., 6th P.M., Carbon County, WY. A more complete legal description is available upon request.

**FINDINGS BY THE CARBON COUNTY BOARD OF COUNTY COMMISSIONERS:**

1. The Carbon County Board of County Commissioners considered the entire record, including but not limited to comments from the public, the recommendation of the Planning and Zoning Commission, all documentation submitted by the applicant, and the staff reports and comments submitted in in regards to the minor subdivision request.
2. The proposed application included plans to build a community medical center in the location of the proposed minor subdivision plat.
3. Based on the record, the applicant no longer plans to build a community medical center on the property as proposed in the plat; therefore, the proposed minor subdivision is not consistent with the submitted application.

**WHEREAS**, the Carbon County Board of County Commissioners have determined that though the proposed minor subdivision is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, the Carbon County Subdivision Regulations, and the Carbon County Zoning Resolution of 2015, as amended, and would promote the health, safety and general welfare of the residents of Carbon County; however, the applicant’s updated development plan for the parcel is no longer consistent with the application submitted herein; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to deny the following Minor Subdivision Case – Minor Subdivision Case File #2020-02 – “Platte Valley Healthcare Project”.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners hereby denies this Minor Subdivision as certified to them in writing by the Carbon County Planning and Zoning Commission as represented in the application (Minor Subdivision Case #2020-02– “Platte Valley Healthcare Project”).

**IT IS FURTHER RESOLVED** that the proposed *Companion Case* Conditional Use File: C.U. Case #2020-01 application also proposed the construction of a community medical center which is no longer the proposed use of the property and the application is inconsistent with the anticipated property use; therefore, the conditional use application shall be null and void.

**IT IS FURTHER RESOLVED** that the proposed *Companion Case* Zone Change File: Z.C. Case #2020-02 application from RAM to C-2 which is no longer the proposed zoning of the property

and the application is inconsistent with the anticipated property use; therefore, the zone change application shall be null and void.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, this 7<sup>th</sup> day of July, 2020.

**BOARD OF COUNTY COMMISSIONERS OF  
CARBON COUNTY, WYOMING**

By: -s- Willing John Johnson, Chairman  
On behalf of the Carbon County  
Board of County Commissioners

Attest:

-s- Gwynn G. Bartlett, Carbon County Clerk

**Commissioner**

Vice Chairman, Sue Jones requested the Chairman's signature on the Certificate of Substantial Completion for Dixon Runway Repair Project 6/24.

Commissioner Jones moved to authorize the Chairman's signature on the Certificate of Substantial Completion for Dixon Runway Repair Project 6/24. Commissioner Barkhurst seconded and the motion passed unanimously.

Vice Chairman, Sue Jones requested the Chairman's signature on the Agreement for Transfer of Entitlements. The agreement would transfer \$150,000.00 of FY 2019 Federal funds from Dixon Airport to Evanston-Uinta County Airport/Burns Field for use on a project in 2020 as Dixon has no projects this year. The entitlements would be paid back in full in FY 2021.

Commissioner Jones moved to authorize the Chairman's signature on Agreement for Transfer of Entitlements from Dion Airport to Evanston-Uinta County Airport/Burns Field. Commissioner Barkhurst seconded and the motion passed unanimously.

**CITIZEN / COMMISSIONER DISCUSSION**

Commissioner Moore stated the Natural Resource Management Plan is moving forward with Y2 Consultants.

Commissioner Espy reported the public lands initiative did not get introduced before the legislative recess but will be forthcoming.

Commissioner Barkhurst encouraged the voting public to vet and research candidates when voting absentee.

Commissioner Jones reported the WY County Commissioners Association Board of Director's retreat was recently held and there was a lot of conversation about local government financing. There has apparently been a request from the legislature about counties and municipalities finding ways to make additional money. Monthly collection of ad valorem tax is still confusing for many counties. Commissioner Moore asked if a land purchase by the state is still pending and Clerk Bartlett pointed out the county would lose PILT funds on much of it if the state owns it. According to Commissioner Johnson the legislature is against the purchase however it is solely up to the 5 state elected officials as it's an investment. There was further discussion and the BOCC decided to draft a letter requesting that it be taxed as the state will be using it for commercial purposes and consider it at the next meeting.

### **MEMORIAL HOSPITAL OF CARBON COUNTY (MHCC)**

Ken Harmon, Chief Executive Officer for Memorial Hospital of Carbon County presented a monthly update on the status of MHCC including May 2020 financials. They estimate lost revenue due to COVID-19 at around \$7-\$8 million.

They have selected Shepard Construction Inc. as their contractor for their new clinic in Saratoga at the site of the old feed store, across from the Saratoga grocery store. They close next week and will begin demo and construction shortly thereafter.

Mr. Harmon reported that over the next year they plan to sure up primary care, expand orthopedics and grow obstetrics services in addition to other items. The hospital has implemented psychiatry services via telemedicine at the hospital and once processes are ironed out the clinic will provide those services as well.

### **Planning & Zoning**

Planning & Zoning Office Manager Kristy Rowan requested public hearings be scheduled.

Commissioner Barkhurst moved to accept the Certifications of Recommended Action from the Planning & Zoning Commission concerning the following case files: Zone Change 2020-06 Thomas Lopez and C.U. Case #2020-02 Sanford Schrock and to advertise and schedule a public hearing before the Board of County Commissioners on Tuesday, August 4, 2020 at 11:00 a.m. Commissioner Espy seconded and the motion carried unanimously.

### **Public Hearing - Z.C. Case #2020-03**

Chairman Johnson opened a public hearing at 11:29 a.m. to hear Planning & Zoning Z.C. Case #2020-03, Kurt and Sandra Wilson and Robert and Joanna Martinez's request for a Zone Change from Residential (RD-20) to Forestry Production and Seasonal Recreation (FPSR-19.776 for Lot 1 and FPSR-19.631 for Lot 2) located in the proposed Martinez and Wilson Minor Subdivision encompassing approximately 39.407 acres, located at 951 Savery Stock Drive, Approximately 16 miles east of Dixon off HWY 70; approximately 1 mile south of HWY 70 within the Medicine Bow National Forest. Planning and Zoning GIS Specialist Sarah Hutchins presented the case.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Espy closed the hearing at 11:32 a.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2020-25, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case #2020-03, Kurt and Sandra Wilson and Robert and Joanna Martinez's request for a Zone Change from Residential (RD-20) to Forestry Production and Seasonal Recreation (FPSR-19.776 for Lot 1 and FPSR-19.631 for Lot 2) located in the proposed Martinez and Wilson Minor Subdivision encompassing approximately 39.407 acres, located at 951 Savery Stock Drive, Approximately 16 miles east of Dixon off HWY 70; approximately 1 mile south of HWY 70 within the Medicine Bow National Forest. Commissioner Barkhurst seconded and the motion carried unanimously.

### **Resolution No. 2020 - 25**

#### **A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.**

#### **Z.C. Case File #2020-03**

**WHEREAS**, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, June 1, 2020, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the zone change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, July 7, 2020; and

**WHEREAS**, at said public hearing on July 7, 2020, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

**Z.C. Case File #2020-03:** Request for a Zone Change from Residential (RD-20) to Forestry Production and Seasonal Recreation (FPSR-19.776 for Lot 1 and FPSR-19.631 for Lot 2) located in the proposed Martinez and Wilson Minor Subdivision encompassing approximately 39.407 acres. The FPSR Zone is intended to be applied to areas of the County in which timber production and seasonally accessible recreation uses are the desirable predominant uses and agriculture is the secondary use.

**Companion Case--Minor Subdivision Case File #2020-03:** Request to create two lots, Lot 1=19.776 acres and Lot 2=19.631 acres. The applicant is also applying for a zone change (See Z.C. Case #2020-03).

**Minor Subdivision Name:** Martinez and Wilson Minor Subdivision

**Petitioners:** Kurt & Sandra Wilson; Robert & Joanna Martinez (Applicants & Land Owners)

**Rural Address:** 951 Savery Stock Drive

**Parcel Identification Number:** 13882420002800

**General Site Location:** Approximately 16 miles east of Dixon off HWY 70; approximately 1 mile south of HWY 70 within the Medicine Bow National Forest

**Legal Description:** RESURVEY TOWNSHIP 13 NORTH, RANGE 88 WEST, 6TH P.M. CARBON COUNTY, WYOMING: TRACT 51: NE1/4 of Tract 51 (or described as NE1/4NW1/4 Section 24, Township 13 North, Range 88 West, 6th P.M., Carbon County, Wyoming as shown on the Original Government Survey) as described in Book 933 at Page 448 in the records of Carbon County, Wyoming. TOGETHER WITH, an easement 30 feet in width generally following the existing Savery Stock Driving Trail as depicted on the Wyoming-Colorado Cottonwood Rim U.S.G.S. Map - revised 1983, the easement being described as follows: Beginning at the point where the Savery Stock Driving Trail enters the SE1/4SW1/4 of Section 13, Township 13 North, Range 88 West, thence in a southerly direction following the Savery Stock Driving Trail into the SE1/4SW1/4 of Section 13, Township 13 North, Range 88 West, and across the NE1/4NW1/4 of Section 24, Township 13 North, Range 88 West, to the point where the Savery Stock Driving Trail is in the center of the NE1/4NW1/4 of Section 24, Township 13 North, Range 88 West (NE1/4 of Tract 51), thence due west 15 feet on either side of the line to the NW1/4NW1/4 of Section 24, Township 13 North, Range 88 West, also known as the NW1/4 of Tract 51 of the Resurvey Township 13 North, Range 88 West.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Residential (RD-20) to Forestry Production and Seasonal Recreation (FPSR-19.776 for Lot 1 and FPSR-19.631 for Lot 2) located in the proposed Martinez and Wilson Minor Subdivision encompassing approximately 39.407 acres

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th of July, 2020.

**BOARD OF COUNTY COMMISSIONERS OF  
CARBON COUNTY, WYOMING**

-s- Willing John Johnson, Chairman  
On behalf of the Carbon County  
Board of County Commissioners

Attest:

-s-Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing - MIN SUB Case #2020-03**

Chairman Johnson opened a public hearing at 11:34 a.m. to hear Planning & Zoning MIN SUB Case #2020-03, Kurt and Sandra Wilson and Robert and Joanna Martinez's request to create two lots, Lot 1=19.776 acres and Lot 2=19.631 acres. Planning and Zoning GIS Specialist Sarah Hutchins presented the case.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Espy closed the hearing at 11:35 p.m.

Commissioner Espy moved to authorize the Chairman's signature on the plat for MIN SUB Case #2020-03 for Kurt and Sandra Wilson and Robert and Joanna Martinez's request to create two lots, Lot 1=19.776 acres and Lot 2=19.631 acres, located in the proposed Martinez and Wilson Minor Subdivision encompassing approximately 39.407 acres, located at 951 Savery Stock Drive, Approximately 16 miles east of Dixon off HWY 70; approximately 1 mile south of HWY 70 within the Medicine Bow National Forest. Commissioner Jones seconded and the motion carried unanimously.

**Public Hearing - Z.C. Case File No. 2020-04**

Chairman Johnson opened a public hearing at 11:39 a.m. to hear Planning & Zoning Z.C. Case File No. 2020-04, Caleb and Helen Anne Newton's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4.51) encompassing approximately 4.51 acres located at 527 County Road 504, approximately 4.5 miles east of Saratoga off Carbon County Road #504 (Saratoga/10 Mile/Ryan Park Road) on the north side. Planning and Zoning Office Administrator, Kristy Rowan presented the case file.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Johnson closed the hearing at 11:41 a.m.

Commissioner Jones moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2020-26, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File No. 2020-04, Caleb and Helen Anne Newton's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4.51) encompassing approximately 4.51 acres located at 527 County Road 504, approximately 4.5 miles east of Saratoga off Carbon County Road #504 (Saratoga/10 Mile/Ryan Park Road) on the north side. Commissioner Barkhurst seconded and the motion carried unanimously.

**Resolution No. 2020 - 26**

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.**

**Z.C. Case File #2020-04**

**WHEREAS**, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, June 1, 2020, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the zone change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, July 7, 2020; and

**WHEREAS**, at said public hearing on July 7, 2020, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

**Z.C. Case File #2020-04:** Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4.51) encompassing approximately 4.51 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled.

**Petitioners:** Caleb and Helen Anne Newton (Applicants and Land Owners)

**Rural Address:** 527 County Road 504

**Parcel Identification Numbers:** 17831540001200 and 17831540002500

**General Site Location:** Approximately 4.5 miles east of Saratoga off Carbon County Road #504 (Saratoga/10 Mile/Ryan Park Road) on the north side

**Legal Description--taken from Warranty Deed, Book 1255, Page 225:** A parcel of land in the SW1/4 SE1/4 of Section 15, Township 17 North, Range 83 West, 6<sup>th</sup> P.M., Carbon County, Wyoming, being a portion of that parcel as described in Book 882, Page 255, misc. records of the Carbon County Clerk, Rawlins, Wyoming, more completely described as follows: Beginning at a point on the North line of said parcel as described in Book 882, Page 255, monumented by a 5/8" rebar with aluminum cap, which bears S87°21'01"W, 107.97 feet from the Northeast corner of said parcel, and which bears N65°51'06"W, 1556.14 feet from the Southeast corner of Section 15; Thence S87°21'01"W, 55.16 feet, record bearing of N87°46'08"E, along the North line of said parcel as described in Book 882, Page 255 to a 5/8" rebar with aluminum cap; Thence S3°50'59"W, 102.42 feet to a 5/8" rebar with aluminum cap; Thence S78°28'05"E, 73.02 feet to a 5/8" rebar with aluminum cap; Thence N4°35'04"W, 119.72 feet to the point of beginning.

**Legal Description--taken from Warranty Deed, Book 1255, Page 226:** A parcel of land in the SW1/4 SE1/4 of Section 15, Township 17 North, Range 83 West, 6<sup>th</sup> P.M., Carbon County, Wyoming, being a portion of that parcel as described in Book 882, Page 255, misc. records of the Carbon County Clerk, Rawlins, Wyoming, more completely described as follows: Beginning at the Southeast corner of that parcel as described in Book 882, Page 255, being the intersection of the East line of said SW1/4 SE1/4 and the Northerly right of way fence line of County Road 504, monumented by a 5/8" rebar with aluminum cap, which bears N88°02'15"W, 1310.44 feet, record bearing and distance of N87°35'17"W, 1310.5 feet, from the Southeast corner of said Section 15; Thence N89°44'31"W, 333.99 feet, record bearing and distance of N89°19'24"W, 334.00 feet, along said Northerly right of way fence line of County Road 504, to the Southwest corner of that parcel as described in Book 882, Page 255, monumented by a 5/8" rebar with aluminum cap; Thence N0°13'45"W, 579.82 feet, record bearing and distance of N0°12'53"E, 579.85 feet, to the Northwest corner of that parcel as described in Book 882, Page 255, monumented by a 5/8" rebar with aluminum cap; Thence N87°21'01"E, 171.11 feet, record bearing N87°47'08"E, along the Northerly line of that parcel as described in Book



882, Page 255, to a 5/8" rebar with aluminum cap; Thence S3°50'59"W, 102.42 feet to a 5/8" rebar with aluminum cap; Thence S78°28'05"E, 73.02 feet to a 5/8" rebar with aluminum cap; Thence N4°35'04"W, 119.72 feet to a point on the Northerly line of that parcel as described in Book 882, Page 255 monumented by a 5/8" rebar with aluminum cap; Thence N87°21'01"E, 107.97 feet, record bearing of N87°47'08"E, along the Northerly line of that parcel as described in Book 882, Page 255 feet to the Northeast corner of that parcel as described in Book 882, Page 255, monumented by a 5/8" rebar with aluminum cap; Thence S0°14'02"E, 596.77 feet, record bearing and distance of S0°12'53"E, 596.71 feet, to the point of beginning.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-4.51) encompassing approximately 4.51 acres.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th of July, 2020.

**BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING**

-s- Willing John Johnson, Chairman  
On behalf of the Carbon County  
Board of County Commissioners

Attest:

-s-Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing - Z.C. Case #2020-05**

Chairman Johnson opened a public hearing at 11:42 a.m. to hear Planning & Zoning Z.C. Case File #2020-05, Colton Newton's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-8) on approximately 8 acres at 2187 State Highway 130, Approximately 1/2 mile south of Saratoga on the east side of WY HWY 130. Planning and Zoning GIS Specialist Sarah Hutchins presented the case.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Espy closed the hearing at 11:44 p.m.

Commissioner Barkhurst moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2020-27, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Z.C. Case File #2020-05, Colton Newton's request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-8) on approximately 8 acres at 2187 State Highway 130, Approximately 1/2

mile south of Saratoga on the east side of WY HWY 130. Commissioner Espy seconded and the motion carried unanimously.

**Resolution No. 2020 - 27**

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission.**

**Z.C. Case File #2020-05**

**WHEREAS**, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission held a public hearing on Monday, June 1, 2020, which hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

**WHEREAS**, at the Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were made at said public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the zone change as an amendment to the Carbon County Official Zoning Map for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners, pursuant to the Carbon County Zoning Resolution of 2015, as amended, and Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this zoning amendment to the Carbon County Official Zoning Map, advertised by public notice at least 14 days prior to a public hearing to take public input and comments on the proposed amendment, which said hearing occurred on Tuesday, July 7, 2020; and

**WHEREAS**, at said public hearing on July 7, 2020, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed amendment; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering the proposed amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and that the proposed zone change meets the following applicable criteria of the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve the proposed zoning amendment to the Carbon County Official Zoning Map.

**Z.C. Case File #2020-05:** Request for a Zone Change from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-8) on approximately 8 acres. The RRA Zone is intended to be applied in areas of the County which are particularly suited to large-lot development that allow both agricultural and residential uses intermingled.

**Petitioner:** Colton Newton (Applicant and Land Owner)

**Rural Address:** 2187 State Highway 130

**Parcel Identification Number:** 17842420006600

**General Site Location:** Approximately 1/2 mile south of Saratoga on the east side of WY HWY 130

**Legal Description--taken from Corrective Warranty Deed, Book 1327, Page 180:**

Parcel I: An area in the NE1/4NW1/4 of Section 24, Township 17 North, Range 84 West of the 6<sup>th</sup> P.M., Carbon County, Wyoming, more particularly described as follows: Beginning at the SW corner of said NE1/4NW1/4 of Section 24; thence S89°33'E, 417.42 ft.; thence N0°08'W, 555.56 ft.; thence S89°52'W, 417.42 ft.; thence S0°08'E, 551.31 ft. to the point of beginning.

Parcel II: An area in the SE1/4NW1/4 of Section 24, Township 17 North, Range 84 West of the 6<sup>th</sup> P.M., Carbon County, Wyoming, more particularly described as follows: Beginning at the NW corner of said SE1/4NW1/4; thence S89°33'E, 417.42 ft.; thence S0°08'E, 279.28 ft.; thence S89°52'W, 417.42 ft.; thence N0°08'W, 283.53 ft. to the point of beginning.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners, hereby adopts this amendment as certified to them in writing by the Carbon County Planning and Zoning Commission and the existing zone shall be changed from Ranching, Agriculture and Mining (RAM) to Rural Residential Agriculture (RRA-8) encompassing approximately 8 acres.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th of July, 2020.

**BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING**

-s- Willing John Johnson, Chairman  
On behalf of the Carbon County  
Board of County Commissioners

Attest:

-s-Gwynn G. Bartlett, Carbon County Clerk

**Public Hearing - ZRA Case #2020-01**

Chairman Johnson opened a public hearing at 11:46 a.m. to hear Planning & Zoning Resolution Amendment (ZRA) Case #2020-01, The Carbon County Planning and Zoning Commission will consider amendments to the following Chapters of the Zoning Resolution: Chapter 2-Application

of Regulations; Chapter 3-Definitions; Chapter 4-Zone District Regulations; Chapter 5-General Regulations Applying to All Districts and Uses; and Chapter 7-Administration and Enforcement. In addition, the proposed text amendment includes reorganization, reformatting, and renumbering. The proposed text amendment includes minor edits, correcting cross-reference errors, formatting inconsistencies, capitalization errors, grammatical and spelling errors, duplication and removal duplicative sections to improve clarity and ease of administration. Planning and Zoning GIS Specialist Sarah Hutchins presented the case.

Chairman Johnson called for comments for or against the case. There being no comments, Chairman Espy closed the hearing at 11:53 a.m.

Commissioner Espy moved that based on the recommendation of the Planning & Zoning Commission and staff to approve Resolution No. 2020-28, A Resolution of the Board of County Commissioners of Carbon County, Wyoming adopting the recommendation of the Carbon County Planning and Zoning Commission regarding Planning & Zoning Resolution Amendment (ZRA) Case #2020-01, The Carbon County Planning and Zoning Commission will consider amendments to the following Chapters of the Zoning Resolution: Chapter 2-Application of Regulations; Chapter 3-Definitions; Chapter 4-Zone District Regulations; Chapter 5-General Regulations Applying to All Districts and Uses; and Chapter 7-Administration and Enforcement. In addition, the proposed text amendment includes reorganization, reformatting, and renumbering. The proposed text amendment includes minor edits, correcting cross-reference errors, formatting inconsistencies, capitalization errors, grammatical and spelling errors, duplication and removal duplicative sections to improve clarity and ease of administration. Commissioner Barkhurst seconded and the motion carried unanimously.

### **Resolution No. 2020 - 28**

**A Resolution of the Board of County Commissioners of Carbon County, Wyoming, adopting the recommendation of the Carbon County Planning and Zoning Commission to amend the Carbon County Zoning Resolution of 2015.**

#### **ZRA Case File #2020-01** **(Zoning Resolution Amendment-Text Amendment)**

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission may prepare a comprehensive plan including zoning for promoting the public health, safety, morals and general welfare of the unincorporated area of the county and in accordance with Section 7.6 of the Carbon County Zoning Resolution of 2015, Zoning Resolution Amendments and Zone District\Map Amendments, the Planning and Zoning Commission shall prepare recommendations to effectuate the Planning and Zoning purposes and certify its recommendations to the Board of County Commissioners; and

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(b), the Carbon County Planning and Zoning Commission scheduled a public hearing for Monday, June 1, 2020, which said public hearing was advertised by public notice at least thirty (30) days prior to said regular hearing date; and

**WHEREAS**, prior to the Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission provided the public the opportunity to comment and the Carbon County Planning and Zoning Commission considered any public comments which were submitted in writing or made at said public hearing; and

**WHEREAS**, at the conclusion of said Monday, June 1, 2020, public hearing, the Carbon County Planning and Zoning Commission voted to certify in writing its recommendation to the Carbon County Board of County Commissioners to adopt the text amendment to the Carbon County Zoning Resolution of 2015, as amended for Carbon County, Wyoming; and

**WHEREAS**, the Carbon County Board of County Commissioners provided public notice to review and consider the proposed amendment; and

**WHEREAS**, pursuant to Wyo. Stat. Ann. §18-5-202(c) and after receipt of said certified recommendation of this Zoning Resolution Amendment to the Carbon County Zoning Resolution of 2015, as amended for Carbon County, Wyoming, advertised by public notice at least fourteen (14) days prior to a public hearing to take public input and comments on the proposed text amendment, which said hearing occurred on Tuesday, July 7, 2020; and

**WHEREAS**, at said public hearing, the Carbon County Board of County Commissioners provided the opportunity for the public to comment and for the Carbon County Board of County Commissioners to consider any comments which were made on the proposed text amendment; and

**WHEREAS**, the Carbon County Board of County Commissioners in considering the proposed text amendment have also reviewed and considered the Carbon County Comprehensive Land Use Plan, as amended; and the Carbon County Zoning Resolution of 2015, as amended; and

**WHEREAS**, the Zoning Resolution Amendments are consistent with the Goals and Strategies identified in the Carbon County Comprehensive Land Use Plan as recommended by the Carbon County Planning and Zoning Commission; and

**WHEREAS**, the Carbon County Board of County Commissioners have determined that the proposed text amendment is in general conformance with the Carbon County Comprehensive Land Use Plan, as amended, and the applicable provisions of the Carbon County Zoning Resolution of 2015, as amended; and otherwise promotes the health, safety and general welfare of the residents of Carbon County; and

**WHEREAS**, at a regularly scheduled meeting of the Carbon County Board of County Commissioners, by majority vote, the Carbon County Board of County Commissioners moved to approve ZRA Case File #2020-01 – Text Amendment to the Carbon County Zoning Resolution of 2015, as amended, as recommended to them by the Carbon County Planning and Zoning Commission.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING:**

That the Carbon County Board of County Commissioners hereby adopts this text amendment as certified to them in writing by the Carbon County Planning and Zoning Commission, ZRA Case #2020-01.

**PRESENTED, READ, AND ADOPTED** at a regularly scheduled meeting of the Board of County Commissioners of Carbon County, Wyoming, on this 7th day of July, 2020.

**BOARD OF COUNTY COMMISSIONERS OF  
CARBON COUNTY, WYOMING**

-s- Willing John Johnson, Chairman  
On behalf of the Carbon County  
Board of County Commissioners

Attest:

-s-Gwynn G. Bartlett, Carbon County Clerk

Ms. Rowan presented the Gateway South application that will be heard August 3 by the Planning & Zoning Commission.

**EXECUTIVE SESSION**

Commissioner Espy moved to go into executive session at 11:57 a.m. with Clerk Bartlett and Ashley Davis to discuss personnel, potential litigation and other matters considered confidential by law. Commissioner Barkhurst seconded and the motion carried unanimously.

Commissioner Espy moved to come out of executive session at 12:28 p.m. noting no action was taken and that the minutes be signed and sealed. Commissioner Barkhurst seconded and the motion carried unanimously.

**ADJOURNMENT**

Commissioner Espy moved to adjourn the meeting at 12:28 p.m. Commissioner Barkhurst seconded and the motion carried unanimously.

A regular meeting of this Board will be held Tuesday, August 4, 2020 at 9:00 a.m. at the Carbon County Courthouse, Rawlins, WY. The public is invited to attend or you can listen online at the website listed below. To get on the agenda, call the Clerk's Office by the Thursday before the meeting. Per Wyo. Stat. §18-3-516(f), access to county information can be obtained at or by calling the Clerk's Office at (307) 328-2668 or 1-800-250-9812.