

BOARD OF CARBON COUNTY COMMISSIONERS
Regular Meeting
Tuesday, May 20, 2003
Rawlins, Wyoming

The regular meeting of the Board of Carbon County Commissioners was held at 9:00 a.m. in the Commissioners Meeting Room of the Carbon County Courthouse in Rawlins, Wyoming. Attending the meeting were Chairman Artlin Zeiger and Commissioners Linda Fleming and Lee Meacham; Linda Ann Smith, County Clerk; Alice Garvin, Chief Deputy County Clerk; and Shelley Welsh, Deputy Clerk.

Chairman Zeiger called the meeting to order at 9:02 a.m.

VOUCHERS

The following vouchers were approved for payment:

AT&T	Various	\$495.98
AT&T	Carbon Building	\$19.64
Albany County Sheriff's Office	Jail	\$10,363.80
Alco	Sheriff / Grants	\$135.51
Alesco	Road & Bridge	\$71.47
Amerigas	R&B / Fire Protection	\$1,178.35
Avaya, Inc.	Radio Tech	\$135.12
Behavioral Interventions	Jail	\$561.90
Bi-Rite Pharmacy	Jail	\$2,181.20
Black Hills Ammunition	Sheriff	\$1,106.00
Bob Barker Supplies	Jail	\$52.53
Bresnan Communications	Sheriff	\$54.84
Build Rite Lumber	Fire Protection / Attorney	\$364.46
Canon Financial Services, Inc.	Administration	\$475.46
Carbon County Treasurer	Various	\$2,409.59
Carbon County TV & Radio	Various	\$487.17
Carbon Power & Light Inc.	Various	\$1,418.98
Cesko, David MD	Grants / Jail	\$265.00
Chandra, V. Raja MD	Administration	\$195.00
Collamer, Sonja	Planning	\$26.40
Conoco Inc.	Sheriff	\$595.54
Cop Shop Inc.	Sheriff	\$130.00
Corporate Express	Attorney	\$310.78
Craftsman Electric	Carbon Building	\$188.63
Crawford, Eric	Cooperative Extension	\$839.49
Crawford, Warren	Cooperative Extension	\$2,598.18
Cruz, Sally	Public Health	\$5.39
Custom Fiberglass, Inc.	Grants Fire	\$5,760.00
Daggett County Sheriff	Jail	\$279.00
Daily Times	Various	\$593.61
Deleon, John	Administration	\$540.00
Dixon, Town of	Road & Bridge	\$33.50
Double D Tires & Lube	Road & Bridge	\$60.00
Double Tree Logging	Road & Bridge	\$483.75
Dubois Telephone Exchange	Road & Bridge	\$44.00
Eagle Uniform Supply	Carbon Building	\$56.03
Elk Mountain Ranch Co.	Radio Tech	\$1,627.18
Ellis, William	Planning	\$39.60
Encampment, Town of	Road & Bridge	\$45.00
Engstrom, James D. DDS	Grants / Jail	\$651.00
Eric Smith Painting	Courthouse	\$3,640.00
Erickson & Roberts	Administration	\$950.94
Evans, Morgan	Jail	\$65.00
Evergreen Disposal Service	Senior Center	\$85.00
Farmer Brothers Coffee	Attorney	\$29.60
FCS-JDC Natrona County	Grants – Juvenile Justice	\$4,998.00
Fremont Motors – Rawlins	Road & Bridge	\$637.08
Galls Inc.	Fire Protection / Sheriff	\$632.88
Garvin, Bob	Attorney	\$144.00
Gases Plus	Fire Protection / R&B	\$488.93

Glenn D. Biggs & Assoc.	Jail	\$510.00
Global Wildlife Resources	Sheriff	\$400.00
Grabow, Jay	Planning	\$529.00
Grainger	R&B / Carbon Building	\$874.71
Great North American Co.	Sheriff	\$422.65
Hanna, Town of	Road & Bridge	\$46.00
Hasco Industrial Supply	Fire Protection	\$678.08
Heiman Fire Department	Fire Protection	\$230.88
Hillcrest Spring Water, Inc.	Various	\$85.50
Hodgson, Douglas J. OD, MS	Grants / Public Health	\$59.00
Hoke, John L.	Administration	\$540.00
Hyland Enterprises	Fire Protection	\$25.60
JH Kaspar Oil Company	Various	\$6,803.23
Jackalope Printing	Sheriff / Attorney	\$425.25
JB's Stop-N-Shop	Fire Protection / Sheriff	\$298.11
Jerry's Donuts	Commissioners	\$29.95
KAR Products	Road & Bridge	\$246.53
Kilburn Tire Company	Road & Bridge	\$181.36
Kimball-Midwest	Road & Bridge	\$446.53
Kirsch, A.P. MD	Grants – CSBG	\$90.00
Kirsch, A.P. MD	Jail	\$1,500.00
KN Energy, Inc.	Various	\$11,198.99
KONE Elevators	Various	\$1,853.68
Kroger – King Soopers	Various	\$56.72
L&L Electric	Courthouse	\$162.01
Lariat International Trucks	Road & Bridge	\$10.30
Lathrop Equipment Co.	Road & Bridge	\$96.41
Lawrence Co. Sheriff's Office	Sheriff	\$150.00
Lodge at Rawlins, The	Planning	\$34.79
Long Building Technologies	Building & Grounds	\$1,907.26
Matco Tools	Road & Bridge	\$32.25
McIlvaine, Robert & Betty	Public Health	\$475.00
McKee Medical Center	Administration	\$689.60
Med-Tech Resource, Inc.	Fire Protection	\$156.96
Medicine Bow, Town of	Building & Grounds / R&B	\$343.20
Memorial Hospital	Administration	\$6,840.47
Midwest Medical Supply	Public Health	\$79.44
Moffat Co. Sheriff's Office	Administration	\$35.00
Montoya, Joan	Grants – Public Health	\$15.51
Moriarity, Catherine M.	Administration	\$445.25
Murray's	Road & Bridge	\$129.90
National Vision	Grants – Public Health	\$105.99
Pacific Power & Light Co.	Various	\$4,085.03
Page One West	Attorney	\$176.80
Pamida Inc.	Jail / Grants – CSBG	\$429.90
Pantry, The	Planning	\$50.63
Parrie's Electronics	Senior Center	\$280.94
Perkins Oil Co.	Various	\$1,318.24
Perspective Enterprises, Inc.	WIC	\$65.00
Plan One / Architects	Building & Grounds	\$14,242.69
Platte Co. Sheriff's Department	Jail	\$868.99
Quill Corporation	Cooperative Extension	\$109.91
Quinn / Richardson / Kucera	Building & Grounds	\$291.48
QWest	Carbon Building	\$37.46
QWest	Various	\$5,152.95
Rawlins Automotive	Various	\$2,339.17
Rawlins Eye Care	Grants – CSBG	\$330.00
Rawlins Fire Extinguisher	R&B / Fire Protection	\$292.00
Rawlins, City of	Road and Bridge	\$115.34
Redwood Medical Supply, LLC	Coroner	\$60.00
Robidoux Brothers	Sheriff	\$194.66
Ross' Automotive Services	Sheriff	\$57.85
Ryan Electronics Inc.	Various	\$1,045.56
S&S Disposal	Road and Bridge	\$22.50
Santiago, Angelo M. MD	Jail	\$90.00
Saratoga Auto Parts, Inc.	Road and Bridge	\$1,110.93
Saratoga Sun	Various	\$2,633.67
Shepard's	Road & Bridge / Sheriff	\$527.42

Shively Hardware	Fire Protection	\$466.19
Speer, William	Planning	\$34.32
Stan's Quik Lube	Sheriff	\$30.95
T&T Plumbing	Courthouse	\$455.00
Terminix	Carbon Building	\$35.00
Texaco Credit Card Center	Sheriff	\$10.47
Tire Distribution Systems, Inc.	Road & Bridge	\$3,172.00
True Value of Rawlins	Various	\$646.77
US Bank	Sheriff / Grants	\$1,401.17
Union Telephone Company	Fire Protection / Clerk	\$220.51
University of Wyoming	Cooperative	\$5,541.25
V-1 Propane	Fire Protection	\$220.83
Valley Oil Company	R&B / Sheriff	\$1,460.56
Valley Pharmacy	Grants – CSBG	\$92.85
Viking Office Products	Cooperative Extension	\$242.24
Visionary Communications, Inc.	Grants – Juvenile Justice	\$60.00
Welsh, Steve	Attorney	\$27.28
West Group Payment Center	Attorney	\$314.00
West Saratoga Community, LLC	Grants	\$604.00
Wilson's Self-Service	Road and Bridge	\$1,538.29
Wimpenny, Robert G. DDS	Grants – CSBG	\$1,583.00
WY County Commissioners Association	Commissioners	\$8,617.00
WY Dept. of Family Services	WIC	\$41.16
WY Dept. of Transportation	Road and Bridge	\$238.85
WY Diesel Service	Road and Bridge	\$6.24
WY Machinery Company	Road and Bridge	\$3,932.44
WY Paper Supply	Jail	\$183.00
WY State Forestry	Fire Protection	\$19,152.25
WY State Penitentiary	Jail	\$3,420.00
Xerox Corporation	Cooperative Extension	\$578.00
Yampa Valley Electric	Various	\$682.55
Young, Charles MD	Grants – CSBG	\$110.00
GRAND TOTAL		\$178,838.91

CARBON COUNTY CIVIL ATTORNEY

Tom Thompson reviewed the Memorandum of Understanding (MOU) for the Bureau of Land Management in regard to the Natural Resources Planning.

CLERK

Minutes

Linda Fleming moved to approve the minutes of May 6, 2003 as presented. Lee Meacham seconded. The motion carried unanimously.

FY 2003-2004 Budget

The Clerk presented an overview of the tentative budget for the upcoming fiscal year.

Fund	Actual Cash Available	Final Estimate of Revenue	Final Total of Cash & Estimated Revenue	Final Requirement for Appropriation	Final Tax Levy Requirement	Mill Levy
General Fund	\$1,029,897	\$4,626,980	\$5,656,877 Restricted \$13,389,000 \$19,045,877	\$26,646,979	\$7,601,102	
Fair	\$30,177	\$34,300	\$64,477	\$183,723	\$119,246	
Museum	\$39,765	\$2,820	\$42,585	\$146,800	\$104,215	
Library	\$44,350	\$32,700	77,050	\$472,023	\$396,973	
Jeffrey Center	0	0	0	\$76,875	\$76,875	
TOTAL					\$8,298,411	

One Mill = \$357,028.537

12 Mills = \$4,284,342

Bonds

There being no objections, the following bond was signed by Chairman Zeiger:

Nationwide Mutual Insurance Company Bond No. 7900501268 in the amount of \$1,000 for Sanford S. Robinson as the Treasurer of the Baggs Cemetery District.

WIC Contract

Linda Fleming moved that Chairman Zeiger be authorized to sign the agreement for \$4,845 between the Wyoming Department of Health Women Infants and Children and Carbon County. Lee Meacham seconded. The motion carried unanimously.

ELECTED OFFICIALS

Darrell Stubbs presented an overview of assessed valuations for this year. The final figures will be presented to the Commissioners in July.

JAIL COMMITTEE

Lt. Randy Shinkle of the Carbon County Sheriff's Office, Gary Olson and Gregg Olson of LM Olson met with the Commissioners to discuss various issues in regard to the jail project.

Lee Meacham moved to extend the Voorhis Associates, Inc. consultant's contract on the jail project until August 15, 2003 with no additional remuneration. Linda Fleming seconded. The motion carried unanimously.

The Terracon Environmental Phase #1 report was submitted to the Commissioners. Gary Olson will contact the Department of Environmental Quality in regard to this report. Terracon will be contacted after discussion with the Department of Environmental Quality, and Gary Olson will have Terracon's proposal forwarded to the Commissioners.

Gregg Olson reported that the "pile drivers" on the jail site will be completed by June 4, 2003, and LM Olson will complete a concrete test following.

GIS / GPS

Karen Larsen presented her bi-monthly report to the Commissioners. She also discussed the Premier Data contract with the Commissioners.

RECESS

Chairman Zeiger recessed the meeting at 11:35 a.m. to allow the Commissioners to visit the Armory and view the computer data for the GIS / GPS system on rural addressing. The meeting was reconvened at 1:30 p.m.

COOPERATIVE EXTENSION

Jamie Detterer, Cent\$ible Nutrition Educator, presented a report and the 2002 impact report on the State of Wyoming through that program.

PLANNING AND ZONING

Jay Grabow and Henry Hewitt came before the Commissioners to present the following cases:

(1) Case File #02-23 – Dennis & Connie Poole: Request for a Zone Change from Open Range (OR) to Forestry Production and Recreation (FPR-40) located in a portion of Sections 12 & 13, T14N, R86W, Carbon County, Wyoming.

Chairman Zeiger opened the public hearing for Case File #02-23 at 2:10 p.m.

Jay Grabow advised that the issues in regard to access have been resolved. He advised there were no complaints from the public and that the Planning Commission recommended the zone change.

Chairman Zeiger closed the public hearing at 2:15 p.m.

RESOLUTION NO. 2003-13

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

WHEREAS, pursuant to Wyo. Stat. § 18-5-202(b), the Carbon County Planning Commission held a public hearing on April 8, 2003 which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming, a copy of which the recommended amendment is attached hereto as "Notice of Final Action Letter for Case #02-23" and incorporated herein by this reference; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. § 18-5-202(c) and after receipt if said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice a public hearing to take public input and comments which said hearing occurred on May 20, 2003; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1988; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the amendment to the Carbon County Zoning Resolution of 2003 as certified to the Carbon County Commissioners by the Carbon County Planning Commission and attached hereto as "Notice of Final Action Letter for Case #02-23" and incorporated into this resolution as if fully set forth herein.

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

1. That the Carbon County Board of Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning Commission, and which the said amendment is attached hereto as "Notice of Final Action Letter for Case #02-23" and incorporated herein by this reference.

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 20th day of May, 2003.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

/s/ Artlin "Art" Zeiger, Chairman
/s/ Linda L. Fleming, Commissioner
/s/ Lee Meacham, Commissioner

Attest:

/s/ Linda Ann Smith,
Carbon County Clerk

Artlin Zeiger

Linda Fleming moved to approve the zone change for Case File #02-23 from Open Range (OR) to Forestry Production and Recreation (FPR-40) and adopt Resolution 2003-13 for this case file. Lee Meacham seconded. The motion carried unanimously.

NOTICE OF FINAL ACTION

Case File Number:	02-23
Petitioner(s):	Dennis and Connie Poole
Address:	11557 738 Road
	Holdredge, NE 68949
Petition:	Zone Change from Open Range (OR) to Forestry Production and Recreation (FPR-39.3)
Legal Description:	Unmitigable and Lena Shields Lode Mining Claims, designated as Survey No. 279, embracing a portion of Sections 12 & 13, T14N, R86W, of the 6 th P.M., Carbon County, Wyoming, more particularly described in that Patent recorded September 11, 1905, in Book 79, Page 423; and recorded February 8, 1971, in Book 555, Page 510; and recorded December 19,

1996, in Book 937, Page 281, Records of Carbon County, Wyoming.
 SUBJECT, HOWEVER, to all easements, reservations, restrictions and
 rights-of-way of record or apparent upon the ground.

Action of the Carbon County Commissioners:

Public Hearing: Date: May 20, 2003 Approved Disapproved

Approval of your petition is contingent upon the following conditions:

1. All development must be in conformance with restrictions as stated in Section 4.2 (Forestry Production and Recreation) et. al. of the Carbon County Zoning Resolution of 2003.
2. Any future development proposals for the subject property may require review and approval of the Carbon County Planning and Development Department and/or the Planning & Zoning Commission.
3. Any building construction on the subject property will require an application for building permit (Carbon County Zoning Resolution of 2003 Sections 6.3, 6.4. et. al.).
4. The FPR Zone is intended for remote areas where only seasonal access may be available. **Carbon County does not provide year round access.**
5. Only one dwelling is permitted on this property (FPR-39.3).
6. All construction should conform to the Uniform Building Code (UBC) or "HUD code" with frost protected foundations and adequate snow load roof construction.

Other comments: The action taken by the Carbon County Commissioners is final. Should you have further questions, please contact our office.

Staff Certification:

-s- Jay Grabow, Planning Director

May 20, 2003

(2) Case File #03-01 – David & Julia Cornell: Request for a Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA-50). A tract located in the SW ¼, All of Lot 10 except 5 acres for Wyoming Highway 130/230 right-of-way, and 2.3 acres for S&E Railroad right-of-way; All of the W ½ of the SE ¼ W of Wyoming Highway 130/230; Section 5, T16N, R83W. E ½ of Lot 9; E ½ of the SE ¼; Section 6, T16N, R83W, Carbon County, Wyoming.

Chairman Zeiger opened the public hearing at 2:22 p.m.

Jay Grabow advised that this property was located on Hwy. 130 just adjacent to the Antelope Hills Subdivision. He advised that any future developments of this land would require a master development plan from the Planning Commission. The Planning Commission recommended the zone change and received no objections in regard to this zone change.

Chairman Zeiger closed the public hearing at 2:25 p.m.

RESOLUTION NO. 2003-14

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

WHEREAS, pursuant to Wyo. Stat. § 18-5-202(b), the Carbon County Planning Commission held a public hearing on April 8, 2003 which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming, a copy of which the recommended amendment is attached hereto as "Notice of Final Action Letter for Case #03-01" and incorporated herein by this reference; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. § 18-5-202(c) and after receipt if said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice a public hearing to take public input and comments which said hearing occurred on May 20, 2003; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1988; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the amendment to the Carbon County Zoning Resolution of 2003 as certified to the Carbon County Commissioners by the Carbon County Planning Commission and attached hereto

as "Notice of Final Action Letter for Case #03-01" and incorporated into this resolution as if fully set forth herein.

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

2. That the Carbon County Board of Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning Commission, and which the said amendment is attached hereto as "Notice of Final Action Letter for Case #03-01" and incorporated herein by this reference.

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 20th day of May, 2003.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING
 /s/ Artlin "Art" Zeiger, Chairman
 /s/ Linda L. Fleming, Commissioner
 /s/ Lee Meacham, Commissioner

Attest:

/s/ Linda Ann Smith,
 Carbon County Clerk

Lee Meacham moved to approve the zone change for Case File #03-01 from Open Range (OR) to Rural Residential Agriculture (RRA-50), as specified by the Planning Commission's requirements and adopt Resolution No. 2003-14. Linda Fleming seconded. The motion carried unanimously.

NOTICE OF FINAL ACTION

Case File Number: 03-01
 Petitioner(s): David & Julia Cornell
 Address: PO Box 322
 Encampment, WY 82325
 Petition: Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA-55) Approximately 55 acres
 Legal Description: The SE ¼ of the SW ¼ of Section 5 and a portion of the SW ¼ of the SE ¼ of Section 5, T16N, R83W, of the 6th P.M., Carbon County, Wyoming, being more completely described as follows: Beginning at the South ¼ corner of said Section 5, a BLM brass cap; Thence N 89°59'11"W, along the South line of said Section 5, 1310.84 ft. to the West 1/16 corner between Sections 5 and 8, and 5/8" rebar with aluminum cap; Thence N 0°48'39"W, 1318.27 ft. to the Southwest 1/16 Corner of said Section 5, a 5/8" rebar with aluminum cap; Thence N 89°47'08"E, 1317.05 ft. to the Center-South 1/16 Corner of said Section 5, a 5/8" rebar with aluminum cap; Thence S 64°16'30"E, 222.90 ft. to a 5/8" rebar with aluminum cap; Thence S 70°01'52"E, 154.23 ft. to a 5/8" rebar with aluminum cap; Thence S 14°00'46"E, 150.00 ft. to a 5/8" rebar with aluminum cap; Thence N 76°08'49"E, 122.27 ft. to a point on the Westerly right-of-way line of Wyoming State Highway 130 monumented with a 5/8" rebar with aluminum cap; Thence S 13°51'11"E, along the Westerly right-of-way line of Wyoming State Highway 130, 527.57 ft. to a highway monument; Thence S 76°15'54"W, along the Westerly right-of-way line of Wyoming State Highway 130, 39.89 ft. to a highway monument; Thence S 13°50'38"E, along the Westerly right-of-way line of Wyoming State Highway 130, 544.42 ft. to a point on the South line of said Section 5 monumented with a 5/8" rebar with aluminum cap; Thence S 89°24'00"W, along the South line of Section 5, 706.21 ft. to the point of beginning, said tract containing 55.93 acres, more or less.

Action of the Carbon County Commissioners:

Public Hearing: Date: May 20, 2003 Approved Disapproved
 Approval of your petition is contingent upon the following conditions:

1. All development must be in conformance with restrictions as stated in Section 4.5 et. al. of the Carbon County Zoning Resolution of 2003. Zoning (building) permits are required.
2. Residential development of the property shall be limited to one (1) primary residence on approximately 55 acres (RRA-55).
3. All construction should conform to the Uniform Building Code (UBC) or "HUD code" with frost protected foundations and adequate snow load roof construction.
4. A building permit is required prior to building and after the zone change is approved.
5. An access permit is required to enter Highway 130.
6. Any further divisions of the surrounding land should be part of a comprehensive development plan.

Other comments: The action taken by the Carbon County Commissioners is final. Should you have further questions, please contact our office.

Staff Certification:

-s- Jay Grabow, Planning Director

May 20, 2003

(3) Case File #03-02 – Christopher Schlaefer: Request for a Zone Change from Open Range (OR) to Residential (RD-20) located in the W ½ of the NW ¼ of the SW ¼, Section 25, T17N, R84W, Carbon County, Wyoming.

Chairman Zeiger opened the public hearing at 2:28 p.m.

Jay Grabow advised there were no objections to the zone change and the Planning Commission approved the change unanimously.

Chairman Zeiger closed the public hearing closed at 2:31 p.m.

RESOLUTION NO. 2003-15

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

WHEREAS, pursuant to Wyo. Stat. § 18-5-202(b), the Carbon County Planning Commission held a public hearing on April 8, 2003 which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming, a copy of which the recommended amendment is attached hereto as "Notice of Final Action Letter for Case #03-02" and incorporated herein by this reference; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. § 18-5-202(c) and after receipt if said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice a public hearing to take public input and comments which said hearing occurred on May 20, 2003; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1988; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the amendment to the Carbon County Zoning Resolution of 2003 as certified to the Carbon County Commissioners by the Carbon County Planning Commission and attached hereto as "Notice of Final Action Letter for Case #03-02" and incorporated into this resolution as if fully set forth herein.

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

3. That the Carbon County Board of Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning Commission, and which the said amendment is attached hereto as "Notice of Final Action Letter for Case #03-02" and incorporated herein by this reference.

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 20th day of May, 2003.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

/s/ Artlin "Art" Zeiger, Chairman
 /s/ Linda L. Fleming, Commissioner
 /s/ Lee Meacham, Commissioner

Attest:

/s/ Linda Ann Smith,
 Carbon County Clerk

Artlin Zeiger

Linda Fleming moved to sign Resolution No. 2003-15 to approve the zone change for Case File #03-02 with the stipulations noted by the Planning Commission. Lee Meacham seconded. The motion carried unanimously.

NOTICE OF FINAL ACTION

Case File Number:

03-02

Petitioner(s):

Christopher Schlafer

Address:

29042 N. 58th Street

Cave Creek, AZ 85331

Petition:

Zone Change from Open Range (OR) to Residential (RD-20)

Legal Description:

W ½ of the NW ¼ of the SW ¼, Section 25, T17N, R84W, of the 6th P.M.,
Carbon County, Wyoming, consisting of 20 acres, more or less.

Action of the Carbon County Commissioners:

Public Hearing: Date: May 20, 2003 X Approved Disapproved
Approval of your petition is contingent upon the following conditions:

1. All development must be in conformance with restrictions as stated in Section 4.6 et. al. of the Carbon County Zoning Resolution of 2003. Zoning (building) permits are required.
2. Residential development of the property shall be limited to one residence on 20 acres (RD-20).
3. All construction should conform to the Uniform Building Code (UBC) or "HUD code" with frost protected foundations and adequate snow load roof construction.
4. A building permit is required prior to building and after the zone change is approved.

Other comments: The action taken by the Carbon County Commissioners is final. Should you have further questions, please contact our office.

Staff Certification:

-s- Jay Grabow, Planning Director

May 20, 2003

(4) Case File #03-05 – Miller Bend Subdivision: Request for a Zone Change from Open Range (OR) to Residential (RD) (All Lots/Tracts) located in the SE ¼, NE ¼, Section 18 and the W ½, NW ¼, Section 17, T22N, R85W, Carbon County, Wyoming.

Chairman Zeiger opened the public hearing at 2:35 p.m.

Jay Grabow advised this case was filed as a bulk listing for 17 property owners.

Chairman Zeiger closed the public hearing at 2:40 p.m.

RESOLUTION NO. 2003-16

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

WHEREAS, pursuant to Wyo. Stat. § 18-5-202(b), the Carbon County Planning Commission held a public hearing on April 8, 2003 which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming, a copy of which the recommended amendment is attached hereto as "Notice of Final Action Letter for Case #03-05" and incorporated herein by this reference; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. § 18-5-202(c) and after receipt of said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice a public hearing to take public input and comments which said hearing occurred on May 20, 2003; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1988; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the amendment to the Carbon County Zoning Resolution of 2003 as certified to the Carbon County Commissioners by the Carbon County Planning Commission and attached hereto as "Notice of Final Action Letter for Case #03-05" and incorporated into this resolution as if fully set forth herein.

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

4. That the Carbon County Board of Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning Commission, and which the said amendment is attached hereto as "Notice of Final Action Letter for Case #03-05" and incorporated herein by this reference.

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 20th day of May, 2003.

BOARD OF COUNTY COMMISSIONERS OF CARBON
COUNTY, WYOMING

/s/ Artlin "Art" Zeiger, Chairman
/s/ Linda L. Fleming, Commissioner
/s/ Lee Meacham, Commissioner

Attest:

/s/ Linda Ann Smith,
Carbon County Clerk

Artlin Zeiger

Linda Fleming moved to approve Resolution No. 2003-16 for Case File #03-05 with the conditions outlined in the Resolution. Lee Meacham seconded. The motion carried unanimously.

NOTICE OF FINAL ACTION

Case File Number:

03-05

Petitioner(s):

Carbon County Planning Department

Address:

PO Box 487

Petition:

Rawlins, WY 82301
Miller Bend Subdivision – Zone Change from Open Range (OR) to Residential (RD).

Legal Description:

Miller Bend Subdivision located in the SE ¼, NE ¼, Section 18, and the W ½, NW ¼, Section 17, T22N, R85W (All Lots/Tracts); Carbon County, Wyoming, more completely described as follows: Beginning at the NW corner of said Section 17; Thence S 89°36'20" E, 1140 feet, more or less, along the North line of said Section 17 to the centerline of the North Platte River; Thence Southerly, Southwesterly and Northwesterly up the centerline of the North Platte River to the West line of the SE ¼ NE ¼ of said Section 18; Thence N 1°45'57"W, 743 feet, more or less, to the NE 1/16 corner of said Section 18; Thence S 87°06'12"E, 1284.32 feet, to the N 1/16 corner between said Sections 18 and 17; Thence N 1°36'00" W, 1337.575 feet to the point of the beginning, said Miller Bend Subdivision encompassing 89.25 acres, more or less.

Action of the Carbon County Commissioners:

Public Hearing: Date: May 20, 2003 Approved Disapproved
Approval of your petition is contingent upon the following conditions:

1. All development must be in conformance with restrictions as stated in Section 4.6 et. al. of the Carbon County Zoning Resolution of 2003. Zoning (building) permits are required.
2. Residential development of the property shall be limited to one primary residence on each lot (RD).
3. The County encourages all development be in accordance with the recorded covenants.
4. All construction should conform to the Uniform Building Code (UBC) or "HUD code" with frost protected foundations and adequate snow load roof construction.
5. The private access road must be maintained by the homeowners. Carbon County Road and Bridge will maintain County Road #351.
6. All wastewater treatment facilities must be permitted by the Wyoming Department of Environmental Quality.
7. Prior issuance of any residential building permits, an approved Elevation Certificate must be provided.

Other comments: The action taken by the Carbon County Commissioners is final. Should you have further questions, please contact our office.

Staff Certification:

-s- Jay Grabow, Planning Director

May 20, 2003

(5) Case File #03-07 – Alan Clark: Request for a Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA-18.163) located in the SW ¼ NW ¼ of Section 4, T12N, R90W, Carbon County, Wyoming.

Chairman Zeiger opened the public hearing at 2:42 p.m.

Jay Grabow advised this property is located one-quarter (1/4) mile north of Dixon. He advised the property has water from the Town of Dixon, although there is a small amount of irrigated land. The Planning Commission recommends the zone change with the conditions listed in the resolution.

Chairman Zeiger closed the public hearing at 2:45 p.m.

RESOLUTION NO. 2003-17

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

WHEREAS, pursuant to Wyo. Stat. § 18-5-202(b), the Carbon County Planning Commission held a public hearing on April 8, 2003 which said hearing was advertised by public notice at least thirty (30) days prior to said hearing; and

WHEREAS, at said public hearing, the Carbon County Planning Commission provided the public the opportunity to comment and the Carbon County Planning Commission considered any public comments which were made at said hearing; and

WHEREAS, at the conclusion of said public hearing, the Carbon County Planning Commission voted to certify in writing its recommendation to the Carbon County Commissioners to adopt this amendment to the Carbon County Zoning Resolution of 2003 for Carbon County, Wyoming, a copy of which the recommended amendment is attached hereto as "Notice of Final Action Letter for Case #03-07" and incorporated herein by this reference; and

WHEREAS, the Carbon County Commissioners, pursuant to Wyo. Stat. § 18-5-202(c) and after receipt if said certified recommendation for approval of this amendment to the Carbon County Zoning Resolution of 2003, advertised by public notice a public hearing to take public input and comments which said hearing occurred on May 20, 2003; and

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

WHEREAS, the Carbon County Commissioners in considering the said amendment have also reviewed and considered the Carbon County Land Use Plan of 1988; and

WHEREAS, the Carbon County Commissioners have determined that the proposed amendment is in conformity with the Carbon County Land Use Plan of 1998 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 Commissioners, by majority vote, the Carbon County Commissioners moved to approve the amendment to the Carbon County Zoning Resolution of 2003 as certified to the Carbon County Commissioners by the Carbon County Planning Commission and attached hereto as "Notice of Final Action Letter for Case #03-07" and incorporated into this resolution as if fully set forth herein.

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

5. That the Carbon County Board of Commissioners, hereby adopt this amendment as certified to them in writing by the Carbon County Planning Commission, and which the said amendment is attached hereto as "Notice of Final Action Letter for Case #03-07" and incorporated herein by this reference.

PRESENTED, READ, AND ADOPTED at a regularly meeting of the Board of County Commissioners of Carbon County, Wyoming, this 20th day of May, 2003.

BOARD OF COUNTY COMMISSIONERS OF CARBON COUNTY, WYOMING

/s/ Artlin "Art" Zeiger, Chairman
 /s/ Linda L. Fleming, Commissioner
 /s/ Lee Meacham, Commissioner

Attest:

/s/ Linda Ann Smith,
 Carbon County Clerk

Artlin Zeiger

Linda Fleming moved to adopt Resolution No. 2003-17 for Case File #03-07 and approve the zone change from Open Range (OR) to Rural Residential Agriculture (RRA-18.163) with the stipulations listed in the resolution. Lee Meacham seconded. The motion carried unanimously.

NOTICE OF FINAL ACTION

Case File Number:	03-07
Petitioner(s):	Alan Clark
Address:	2519 Bobvilli Road Montgomery, TX 77316
Petition:	Zone Change from Open Range (OR) to Rural Residential Agriculture (RRA-18.163)
Legal Description:	A parcel of land lying in the SW 1/4 NW 1/4 of Section 4, T12N, R90W, 6 th P.M., Carbon County, Wyoming, being more particularly described as follows: Beginning at a point lying S 02° 13'31"E, 1636.42 feet from the NW corner of said Section 4; thence S 00° 18'43"W, 990.64 feet, thence S 89° 48'07"E, 896.51 feet, thence N 00° 17'15" W, 783.49 feet, thence N 76° 40'06" W, 911.75 feet to the point of beginning.

Action of the Carbon County Commissioners:

Public Hearing: Date: May 20, 2003 Approved Disapproved
 Approval of your petition is contingent upon the following conditions:

1. All developments must be in conformance with restrictions as stated in Section 4.5 et. al. of the Carbon County Zoning Resolution of 2003. Zoning (building) permits are required.
2. Residential development of the property shall be limited to one primary residence on 18.163 acres (RRA-18.163).
3. All construction should conform to the Uniform Building Code (UBC) or "HUD code" with frost protected foundations and adequate snow load roof construction.
4. A building permit is required prior to building and after the zone change is approved.

Other comments: The action taken by the Carbon County Commissioners if final. Should you have any questions, please contact our office.

Staff Certification:

-s- Jay Grabow, Planning Director

May 20, 2003

ROAD AND BRIDGE

Bill Nation presented his bi-monthly report to the Commissioners.

Homeland Security Grant

Mr. Nation reported that he submitted a request to be included in the State Homeland Security Grant.

Area Work

Mr. Nation reported that they have finished the mag chloride in Saratoga, Encampment and Baggs. He reported that they are continuing a culvert job in the Elk Mountain area on Carbon County Road #404.

Surplus Property

Lee Meacham moved that a 1973 Kenworth, Serial #132204, License 1803, Water Truck, Asset #3057 be declared surplus property and that it be donated to the Carbon County Racing Association, and that one (1) pick-up box and two (2) bumpers be advertised for sealed bids. Linda Fleming seconded. The motion carried unanimously.

HOMELAND SECURITY GRANT

Pam Farster, Grants Consultant, gave an overview on projects and the status of a grant application for Homeland Security funding. The Commissioners authorized a letter of intent and authorized by consensus for Pam Farster to proceed with coordination and writing of the grant.

EXECUTIVE SESSION

Linda Fleming moved to go into executive session to discuss possible litigation issues at 3:20 p.m. Lee Meacham seconded. The motion carried unanimously.

Lee Meacham moved to come out of executive session at 3:30 p.m. Linda Fleming seconded. The motion carried unanimously.

LICENSE / SPECIAL EVENT

Deborah Davidson of the Whistle Pig Saloon requested an alcoholic beverage license for a special event. Linda Fleming moved that an event be allowed under Wyoming Statute § 12-5-201 on the licensed premises at which persons under the age of 21 are permitted on the premises if no alcoholic or malt beverages are served, consumed or possessed by any person in the dispensing room during the event, contingent upon a Sheriff's Officer doing an exam of the dispensing room prior to the start of the event, which will take place on June 14, 2003. The event to be held is a wedding reception. Lee Meacham seconded. The motion carried unanimously.

CAPITAL FACILITIES TAX

Dan Baxter and Todd Bishop of Kaiser and Company came before the Commissioners to discuss the resolutions and give an overview of the Capital Facilities Tax passage to the County Commissioners. They also discussed potential financing scenarios with the Board.

After discussion, Lee Meacham moved that a letter be sent to the State Lands and Investments Board to ascertain if the jail grant funds could be received up front. Linda Fleming seconded. The motion carried unanimously.

Linda Fleming moved that Resolution No. 2003-18, A Resolution Declaring the Results of the Special Election Held Within Carbon County Wyoming, on Tuesday, May 6, 2003; and Resolution No. 2003-19, A Joint Resolution Establishing the Priorities for Application of the 1% Specific Purpose Excise Tax Collected in Carbon County, Wyoming, for the Exclusive Purpose of Funding Specific Amounts in Carbon County, Wyoming be adopted. Lee Meacham seconded. The motion carried unanimously.

RESOLUTION 2003-18

**A RESOLUTION DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD
WITHIN CARBON COUNTY, WYOMING, ON TUESDAY, MAY 6, 2003.**

A full, complete copy of this Resolution is on file in the Office of the Carbon County Clerk and may be viewed during regular business hours.

RESOLUTION NO. 2003-19

**A JOINT RESOLUTION ESTABLISHING THE PRIORITIES FOR
APPLICATION OF THE 1% SPECIFIC PURPOSE EXCISE TAX
COLLECTED IN CARBON COUNTY, WYOMING, FOR THE EXCLUSIVE
PURPOSE OF FUNDING SPECIFIC PURPOSES IN SPECIFIC AMOUNTS
IN CARBON COUNTY, WYOMING.**

A full, complete copy of this Resolution is on file in the Office of the Carbon County Clerk and may be viewed during regular business hours.

ADJOURNMENT

There being no further business, the Chairman Zeiger adjourned the meeting at 5:30 p.m.

BOARD OF COMMISSIONERS
CARBON COUNTY, WYOMING



Artlin Zeiger, Chairman

ATTEST:



Linda Ann Smith, County Clerk