

ORIGINAL ORDINANCE NO.: 1804

INTRODUCED BY: McCracken

ENROLLED ORDINANCE NO.: 1580

AN ORDINANCE APPROVING AND AUTHORIZING THE ANNEXATION OF A 2.0-ACRE PARCEL OF LAND GENERALLY LOCATED AT THE SOUTHWEST CORNER OF SKYLINE ROAD AND FUTURE 15TH STREET

WHEREAS, on September 17, 2009 David Evertson of Skyline Investment Company, LLC, filed a petition for the Annexation (Petition) with the Clerk of the City of Laramie, Wyoming, to annex the area generally known as the 1404 Skyline Road Annexation (Annexation Area), which is more fully described in Section 2 of this Ordinance, to the City;

WHEREAS, on September 17, 2009, a concurrent application was filed by the applicant with City for the establishment of B1 (Limited Business) zoning of the Annexation Area, subject to City Council approval of the annexation of the tract to the City;

WHEREAS, on November 23, 2009, the Laramie City Planning Commission reviewed the annexation proposal and by majority vote of its members recommended the annexation of the Annexation Area to City;

WHEREAS, City Clerk gave notice of a public hearing in compliance with Wyo. Stat. § 15-1-405 by publishing the required notice in the *Laramie Boomerang* on December 6, 2009, and December 13, 2009;

WHEREAS, a public hearing was held on January 5, 2010, which notice shall be given at least fifteen (15) business days prior to the public hearing in compliance with Wyo. Stat. § 15-1-405.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LARAMIE:

**Section 1.** That the foregoing recitals are incorporated in and made a part of this Ordinance by this reference.

**Section 2.** That the Annexation Area is annexed to and included in the boundaries of the City of Laramie, Wyoming, which Area is more fully described as follows:

A TRACT OF LAND IN THE N½ NE¼ SECTION 9, TOWNSHIP 15 NORTH, RANGE 73 WEST OF THE 6TH P.M.1 ALBANY COUNTY, WYOMING, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF SKYLINE DRIVE FROM WHICH THE NORTHEAST CORNER OF SECTION 9, TOWNSHIP 15 NORTH, RANGE 73 WEST BEARS SOUTH 88E18' EAST, A DISTANCE OF 1614.1 FEET;

THENCE RUNNING SOUTH 87E13' EAST, A DISTANCE OF 290.4 FEET ALONG THE SOUTHERLY RIGHT OF WAY OF SKYLINE DRIVE

TO A POINT;

THENCE SOUTH 01 E20' WEST, A DISTANCE OF 300.0 FEET;

THENCE NORTH 87E13' WEST, A DISTANCE OF 290.4 FEET;

THENCE NORTH 01 E20' EAST A DISTANCE OF 300.00 FEET TO THE POINT OF BEGINNING.

[SAID TRACT CONTAINS 2.0 ACRES MORE OR LESS]

**Section 3.** That all previous ordinances defining the boundaries of the said City shall be and the same are hereby amended to include the area as herein described; and all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of any inconsistency.

**Section 4.** That the City assumes no obligation, without the express consent of City Council, for the construction of such improvements and facilities as may be required by City for the extension of franchise, sanitary, and utility services as are required to be extended pursuant to Wyo. Stat. 15-1-410, or for the construction of streets, curb and gutter, sidewalk, storm sewer, or water mains.

**Section 5.** That the municipal election precinct designated as follows shall be changed so as to include the Annexation Area within its boundaries:

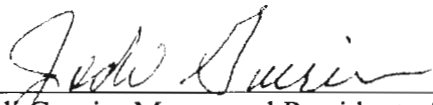
Albany County Voting Precinct 51-3


**Section 7.** That the annexation of the Annexation Area, upon filing with the Albany County Clerk, shall authorize the Mayor and Clerk to record partial releases with the Albany County Clerk against each lot with a recorded annexation agreement in the Annexation Area, once the annexation is effective and the appeal period has expired, or when the annexation ordinance is sustained after an appeal.

**Section 8.** That the following stipulations shall apply to the annexation established by this ordinance:

1. Prior to issuance of any building, electrical, plumbing, or mechanical permit for the subject property, the petitioner shall dedicate a 50'-wide right-of-way on the eastern boundary of the property to facilitate the future extension of the 15th Street Minor Arterial.
2. Prior to issuance of any building, electrical, plumbing, or mechanical permit for the subject property, the developer shall submit an agreement for delayed public improvements for his proportionate share of 15th Street.

Passed and approved this 23rd day of March, 2010.

  
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Jodi Guerin, Mayor and President of the  
City Council

Attest:   
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Sue Morris-Jones, MMC  
City Clerk

Duly published in the Laramie Boomerang this 31<sup>st</sup> day of March, 2010.

First Reading: December 1, 2009

Public Hearing: January 5, 2010

Second Reading: January 5, 2010

Third Reading and Final Action: March 23, 2010